

The CITY JOURNAL

Official Publication of THE CITY OF ST. LOUIS

FRANCIS G. SLAY

Mayor

JAMES F. SHREWSBURY

President, Board of Aldermen

DARLENE GREEN

Comptroller

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JOURNAL OF THE **Board of Aldermen**

OF THE
CITY OF ST. LOUIS

REGULAR
SESSION
2003-2004

PRELIMINARY

**The following is a preliminary
draft of the minutes of the
meeting of**

Friday, February 27, 2004.

**These minutes are
unofficial and subject to
Aldermanic approval.**

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avoid a lapse in your subscription.

City of St. Louis Board of Aldermen
Chambers, February 27, 2004.

The roll was called and the following
Aldermen answered to their names: Smith,
Flowers, Bosley, Ford-Griffin, Reed, Young,
Conway, Ortmann, Vollmer, Villa, Heitert,
Wessels, Gregali, Florida, Baringer, Kennedy,
McMillan, Schmid, Jones-King, Boyd, Bauer,
Williamson, Carter, Krewson and Mr.
President Shrewsbury. 25

*"Almighty God, source of all authority,
we humbly ask guidance in our deliberations
and wisdom in our conclusions. Amen."*

**ANNOUNCEMENT OF ANY
SPECIAL ORDER OF THE DAY**

None.

INTRODUCTION OF HONORED GUEST

None.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Mr. Wessels moved to approve the minutes for February 6 and 13, 2004.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

REPORT OF CITY OFFICIALS Report of the Clerk of the Board of Aldermen

Board of Aldermen Report, February 27, 2004, St. Louis, Missouri

To the President of the Board of Aldermen:

I wish to report that on the 13th day of February 2004, I delivered to the Office of the Mayor of the City of St. Louis the following board bills that were truly agreed to and finally adopted.

Board Bill No. 335 (Floor Substitute)

An ordinance pertaining to public nuisances; repealing Ordinance 64693 and enacting in lieu thereof a new ordinance establishing procedures for the abatement of public nuisances identified by the Public Safety Director; containing definitions, a penalty clause and an emergency clause.

Board Bill No. 352

An ordinance prohibiting the issuance of any package or drink liquor licenses for any currently non-licensed premises within the boundaries of the First Ward Liquor Control District, as established herein, for a period of three years from the effective date hereof; containing an exception allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances, and the issuance of a drink license to persons operating a restaurant at a previously non-licensed premises; and containing an emergency clause.

Board Bill No. 339 (Floor Substitute)

An Ordinance recommended by the Planning Commission on December 3, 2003, to change the zoning of property as indicated on the District Map, to the δHö Area Commercial District, so as to include the described parcels of land in City Blocks 4636.13 and 5473; and containing an emergency clause.

Karen L. Divis, Clerk
Board of Aldermen

Office of the Mayor

City Hall - Room 200
1200 Market Street
St. Louis, Missouri 63103
(314) 622-3201
Fax (314) 622-4061
February 17, 2004
Honorable Board of Aldermen
City Hall - Room 230
St. Louis, Missouri

Dear Members of the Board:

I have the pleasure to return to you herewith, with my approval endorsed thereon, the following: Board Bill Nos. 336 (Committee Substitute), 374, 299, 317, 362 and 363.

Sincerely,
FRANCIS G. SLAY
Mayor
City of St. Louis

Petitions & Communications

None.

BOARD BILLS FOR PERFECTION - INFORMAL CALENDAR

Mr. Reed moved that Board Bill No. 344 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Villa.

Carried unanimously by voice vote.

Mr. Reed moved that Board Bill No. 369 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

Mr. Reed moved that Board Bill No. 370 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

Mr. Reed moved that Board Bill No. 371 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

Mr. Flowers moved that Board Bill No. 316 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

BOARD BILLS FOR THIRD READING - INFORMAL CALENDAR

None.

RESOLUTIONS - INFORMAL CALENDAR

None.

FIRST READING OF BOARD BILLS

Board Member McMillan introduced by request:

Board Bill No. 418

An ordinance authorizing the City of St. Louis, Missouri to assign TIF Revenues and certain Municipal Revenues attributable to the MLK Plaza Redevelopment Area for the purpose of paying the principal and interest on certain bonds to be issued by The Industrial Development Authority of the City of St. Louis, Missouri; authorizing the City to execute certain documents related thereto; and authorizing and directing the taking of other actions and approval and execution of other documents as necessary or desirable to carry out and comply with the intent hereof.

Board Member Bosley introduced by request:

Board Bill No. 419

An ordinance authorizing and directing the Director of Streets to temporarily close, barricade or otherwise impede the flow of traffic on Greer Avenue by blocking said traffic flow at the east curb line of Vandeventer Avenue and containing an emergency clause.

Board Member Schmid introduced by request:

Board Bill No. 420

An ordinance to regulate employer and employee working relationships between the City of St. Louis and all employees under the Classified Service, including a compensation plan, terms and conditions of employment, benefits, leaves of absence, and authorization for a Deferred Compensation Plan; repealing Ordinance 64954, approved June 16, 2000, Ordinance 65521, approved June 15, 2002, and Ordinance 66094, approved December 8, 2003, allocating certain other employees to a grade with rate; and containing an effective date.

Board Member Young introduced by request:

Board Bill No. 421

An ordinance authorizing the issuance and delivery of tax increment revenue obligations of the City of St. Louis, Missouri for the purpose of financing certain projects

within the Cupples Station Redevelopment Project Area and providing for the costs issuance thereof; prescribing the form and details of said obligations; providing for the creation of certain funds and accounts; providing for the payment of the principal of and interest on said obligations as they become due; and authorizing and approving an amended and restated trust indenture securing all tax increment revenue obligations issued in connection with such redevelopment area.

Board Member Roddy introduced by request:

Board Bill No. 422

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the Catlin Townhomes Redevelopment Area pursuant to the Real Property Tax Increment Act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the Catlin Townhomes Special Allocation Fund; authorizing certain actions by City officials; and containing a severability clause.

Board Member Roddy introduced by request:

Board Bill No. 423

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement between the City and Rothschild Winzerling, LLC; prescribing the form and details of said agreement; designating Rothschild Winzerling, LLC, as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Member Roddy introduced by request:

Board Bill No. 424

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$422,000 plus issuance costs principal amount of tax increment financing ("TIF") Revenue Notes (Catlin Townhomes TIF Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of the TIF notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Member Reed introduced by request:

Board Bill No. 425

An ordinance designating a portion of the City of St. Louis, Missouri, as a

redevelopment area known as the Shenandoah Place Redevelopment Area pursuant to the Real Property Tax Increment Redevelopment Act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the Shenandoah Place Special Allocation Fund; authorizing certain actions by City officials; and containing a severability clause.

Board Member Reed introduced by request:

Board Bill No. 426

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement between the City and Minnesota Development Partners, LLC; prescribing the form and details of said agreement; designating Minnesota Development Partners, LLC, as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Member Reed introduced by request:

Board Bill No. 427

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$231,540 plus issuance costs principal amount of tax increment financing ("TIF") revenue notes (Shenandoah Place TIF Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of the TIF notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Member Roddy introduced by request:

Board Bill No. 428

An ordinance pertaining to parking within "The Buckingham Court Residential Parking District"; authorizing the Supervisor of Parking to designate the location and restrictions for curb parking of residential parking zones within The Buckingham Court Residential Parking District; authorizing the placement of Residential Permit Parking Only signs within the District; authorizing the use of a Missouri nonprofit corporation to administer the issuance of permits, and to serve as fiscal agent for the Supervisor of Parking; and prohibiting the parking, within the District, of any vehicle which does not display the authorized permit; containing definitions, a penalty clause and an emergency clause.

Board Member Roddy introduced by request:

Board Bill No. 429

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel on an irregular portion of Children's Place, west of Taylor Avenue in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Roddy introduced by request:

Board Bill No. 430

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel in Spring Avenue beginning south of Bernard Street to railroad right-of-way in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Young introduced by request:

Board Bill No. 431

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel on Charless Street from Jefferson Avenue eastwardly 120 feet to the 20 foot wide north/south alley in City Block 1401-S in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Reed introduced by request:

Board Bill No. 432

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel on a 117 foot strip of the easternmost 4 feet of the 20 foot wide north/south alley in City Block 2141 as bounded by Albion, Missouri, Whittemore and Jefferson in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Schmid introduced by request:

Board Bill No. 433

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel on Indiana beginning 211 feet south of Potomac

and continuing – 114 feet southwardly to a point (Indiana vacated by Ordinance 63812), 20 feet wide east/west alley in City Block 1562 and a 114 foot portion of the 15 feet wide north/south alley in City Block 1562 as bounded by Potomac, Indiana, Miami and Jefferson in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Wessels introduced by request:

Board Bill No. 434

An ordinance recommended by the Board of Estimate and Apportionment pertaining to the Affordable Housing Commission, appropriating from FUND 1110 AFFORDABLE HOUSING AND HEALTH CARE TRUST FUNDS, Cost Center 1430010, Five Million Dollars (\$5,000,000.00) to the Affordable Housing Commission to be used for the purposes set forth in Ordinance 65132, and containing an emergency clause.

Board Member Young introduced by request:

Board Bill No. 435

An ordinance recommended by the Board of Estimate and Apportionment approving a new City Gaming Development Plan known as the City of St. Louis Report to the Gaming Commission of the State of Missouri, February, 2004; approving a term sheet by and among the Land Clearance for Redevelopment Authority of the City of St. Louis, the Port Authority of the City of St. Louis, the St. Louis Development Corporation and Pinnacle Entertainment, Inc. with respect to the construction and operation of a gaming facility and a related mixed-use development in the City of St. Louis; affirming the authorization of the Land Clearance for Redevelopment Authority of the City of St. Louis to negotiate and execute a redevelopment agreement between the Land Clearance for Redevelopment Authority of the City of St. Louis and Pinnacle Entertainment, Inc. with respect to such redevelopment; authorizing certain actions by City officials; containing a severability clause; and containing an emergency clause.

Board Members Kirner and Gregali introduced by request:

Board Bill No. 436

An Ordinance repealing Ordinance 62305 regulating burglary and robbery alarm systems, alarm businesses, alarm agents and alarm subscribers and enacting in lieu thereof a new Ordinance relating to the same subject matter and containing a penalty clause and a severability clause.

Board Members Villa and Wessels introduced by request:

Board Bill No. 437

An ordinance pertaining to Solid Waste Transfer Stations; prohibiting the Board of Public Service from issuing any permits authorizing the maintenance or operation of a Solid Waste Transfer Stations within the City of St. Louis if such Solid Waste Transfer Station is located within two thousand Five hundred (2500) feet of a Dwelling District; further prohibiting the issuance of a permit unless the Solid Waste Transfer Station is situated on tracts of land at least five (5) acres in area; containing definitions and an emergency clause.

Mr. President Shrewsbury introduced by request:

Board Bill No. 438

An ordinance to amend Section Two of Ordinance 62608 pertaining to street excavation permit fees by increasing the amount of such fees and containing an emergency clause.

Board Member Vollmer introduced by request:

Board Bill No. 439

An ordinance authorizing and directing the Mayor and Comptroller of the City of St. Louis to execute a Quit Claim Deed to The 5700 Property, LLC, for certain City-owned property located in City Blocks 5615 and 5616, which property is known as 5700 Arsenal Street, upon receipt of and in consideration of the sum of One Million Four Hundred Sixty Thousand Dollars (\$1,460,000.00), and containing an emergency clause.

Board Member Flowers introduced by request:

Board Bill No. 440

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel on Second Street between East Prairie and East Grand (Second Street between East DeSoto and East Prairie approved 11/09/03, Board Document 265065 and introduced as Board Bill #316, 11/21/03) in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Members Young and Flowers introduced by request:

Board Bill No. 441

An Ordinance, recommended and approved by the Airport Commission and the Board of Estimate and Apportionment authorizing a supplemental appropriation and set apart in the total amount of Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) from the Airport Development Fund established under Ordinance 59286, Section 13 approved October 26, 1984, to the City of St. Louis' "Annual Operating Budget" established under authority of Ordinance No. 65871 approved June 30, 2003, as amended by Ordinance No. 66040 approved October 24, 2003, for the fiscal year beginning July 1, 2003 and ending June 30, 2004, for current expenses of the government as detailed in **EXHIBIT "I"** which is attached hereto and incorporated herein; and containing an emergency clause.

REFERENCE TO COMMITTEE OF BOARD BILLS

BB#418 - Housing, Urban Development & Zoning
 BB#421 - Housing, Urban Development & Zoning
 BB#422 - Housing, Urban Development & Zoning
 BB#423 - Housing, Urban Development & Zoning
 BB#424 - Housing, Urban Development & Zoning
 BB#425 - Housing, Urban Development & Zoning
 BB#426 - Housing, Urban Development & Zoning
 BB#427 - Housing, Urban Development & Zoning
 BB#434 - Housing, Urban Development & Zoning
 BB#419 - Streets, Traffic & Refuse
 BB#428 - Streets, Traffic & Refuse
 BB#429 - Streets, Traffic & Refuse
 BB#430 - Streets, Traffic & Refuse
 BB#431 - Streets, Traffic & Refuse
 BB#432 - Streets, Traffic & Refuse
 BB#433 - Streets, Traffic & Refuse
 BB#438 - Streets, Traffic & Refuse
 BB#440 - Streets, Traffic & Refuse
 BB#420 - Public Employees
 BB#439 - Ways & Means
 BB#435 - Transportation & Commerce
 BB#441 - Transportation & Commerce
 BB#436 - Public Safety
 BB#437 - Health & Human Services

SECOND READING AND REPORT OF STANDING COMMITTEES

Ms. Griffin of the Committee on Neighborhood Development submitted the following report which was read.

Board of Aldermen Committee report, February 27, 2004.

To the President of the Board of Aldermen:

The Committee on Neighborhood Development to whom was referred the following Board Bills, report that they have considered the same and recommend adoption.

Board Bill No. 368

An ordinance approving a redevelopment plan for the Page/Walton/Newberry Terrace/Vernon Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated November 18, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 372

An ordinance approving a Redevelopment Plan for the 6134 Virginia Street Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may not

be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is **unoccupied**, but if it should become occupied, the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the city to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 373

An ordinance approving a redevelopment plan for the 3828 Fairview Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 382

An ordinance approving a redevelopment plan for the Clay/Lee/Lexington/San Francisco/N. Taylor Area ("Area") after finding that the

Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated November 18, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 383

An ordinance approving a redevelopment plan for the 2337 S. Grand Boulevard & 3616-18, 3622-24 & 3626-28 Botanical Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for

Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 384

An ordinance approving a redevelopment plan for the 3015-19 Ohio Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 385

An ordinance approving a redevelopment plan for the 3448 Missouri Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 386

An ordinance approving a redevelopment plan for the 3918 Missouri Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for

redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 388

An ordinance approving a redevelopment plan for the 6100 Waterman Boulevard Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 389

An ordinance approving a redevelopment plan for the 6015 Westminster Place Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 397

An ordinance approving a redevelopment plan for the 4435-39 Enright Ave. Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private

enterprise; finding that certain property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain or otherwise; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 398

An ordinance approving a redevelopment plan for the 1919 Arsenal Street & 2832 Missouri Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 399

An ordinance approving a redevelopment plan for the 4460-62 Lexington Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

**Board Bill No. 400
(Committee Substitute)**

An ordinance approving a redevelopment plan for the 3905-13, 3917, 3935-37, 3943-51 & 3957-3969 Cottage Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan

for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 401

An ordinance approving a Redevelopment Plan for the 2610 California Ave. Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated January 15, 2004 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that the property in the Area may not be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is **unoccupied, but if it should become occupied** the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the city to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Alderwoman Ford-Griffin
Chairman of the Committee

Mr. Wessels of the Committee on Housing, Urban Development & Zoning submitted the following report which was read.

Board of Aldermen Committee report, February 27, 2004.

To the President of the Board of Aldermen:

The Committee on Housing, Urban Development and Zoning to whom was referred the following Board Bills, report that they have considered the same and recommend adoption.

Board Bill No. 224

An ordinance approving a Redevelopment Plan for the N. 9th St./Madison St./N. 10th St./Monroe St. Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 1994, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated July 22, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that certain properties in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain or otherwise; finding that the property within the Area is **partially occupied**, and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the city to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 346

An ordinance approving an amended redevelopment plan for the Amended Northview Village area after affirming that the area blighted by Ordinance 66004, known as the Amended Northview Village Area ("Area") as described in Exhibit "A-1" attached hereto and incorporated by reference, is a blighted area as defined in Section 99.320 of the Revised

Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), affirming that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Amended Blighting Study and Plan dated August 26, 2003 ("Amended Plan"), incorporated herein by Exhibit "B" for an amended area ("Amended Area"), incorporated herein by Exhibit "A," pursuant to Section 99.430; finding that no property in the Amended Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is currently partially occupied and the Redeveloper shall be responsible for providing relocation assistance pursuant to the Amended Plan to any eligible occupants displaced as a result of implementation of the Amended Plan; finding that financial aid may be necessary to enable the Amended Area to be redeveloped in accordance with the Amended Plan; finding that there shall be available up to ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and exercise their respective powers in a manner consistent with the Amended Plan.

Board Bill No. 381

An ordinance approving a redevelopment plan for the 4632-42 West Florissant Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated September 23, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is occupied, and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of

implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 387

An ordinance approving a redevelopment plan for the 3705-07 Bates Street Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that any property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain or otherwise; finding that the property within the Area is occupied and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 390

An ordinance approving a redevelopment plan for the 4450 Maffitt Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as

Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Blighting Study and Plan dated December 16, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is occupied and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 391

An ordinance establishing and creating a Planned Unit Development District for a portion of City Block 3915 to be known as the "Catlin Townhouse Planned Unit Development District".

Board Bill No. 402

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the Hampton Inn and Suites at the Highlands at Forest Park Redevelopment Area pursuant to the Real Property Tax Increment Redevelopment Act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the Highlands at Forest Park Special Allocation Fund; authorizing certain actions by City officials; and containing a severability clause.

Board Bill No. 403

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement by and between the City and Highlands Hotel, LLC; prescribing the form and details of said agreement; designating Highlands Hotel, LLC, as developer of the redevelopment area; making certain findings with respect thereto; authorizing and approving the creation of a

transportation and development district to finance a portion of the redevelopment project; authorizing and approving the form of an intergovernmental cooperation and access and parking agreement by and between the City and such transportation development district; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Bill No. 404

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$2.4M plus issuance costs principal amount of tax increment and transportation development revenue notes (Highlands Hotel at Forest Park Redevelopment Project), Series 2004-A and B, of the City of St. Louis, Missouri; and authorizing and directing the issuance and delivery of not to exceed \$700,000 plus issuance cost principal amount of tax increment and transportation development revenue notes (Highland Hotel at Forest Park Redevelopment Project), Series 2004-C and D, of the City of St. Louis, Missouri prescribing the form and details of the notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Bill No. 409

An ordinance approving the petition of Gaslight Square Community Improvement District and establishing the Gaslight Square Community Improvement District, finding a public purpose, and containing a severability clause.

Board Bill No. 392

An Ordinance recommended by the Planning Commission on January 14, 2004, to change the zoning of property as indicated on the District Map, to the "F" Area Neighborhood Commercial District, so as to include the described parcels of land in City Blocks 4501.05 and 4500.01; and containing an emergency clause.

Board Bill No. 393

An Ordinance recommended by the Planning Commission on January 14, 2004, to change the zoning of property as indicated on the District Map, to the "A" Single Family Dwelling District, so as to include the described parcels of land in City Block 4584; and containing an emergency clause.

Alderman Wessels
Chairman of the Committee

Mr. Bosley of the Committee on Streets, Traffic & Refuse submitted the following report which was read.

Board of Aldermen Committee report, February 27, 2004.

To the President of the Board of Aldermen:

The Committee on Streets, Traffic & Refuse to whom was referred the following Board Bills, report that they have considered the same and recommend adoption.

Board Bill No. 413

An ordinance recommended by the Board of Public Service authorizing and directing the Mayor and the Comptroller, on behalf of the City of St. Louis, to enter into and execute an Agreement for Torch Relay Services with the Organizing Committee for the Olympic Games ATHENS 2004.

Alderman Bosley
Chairman of the Committee

Ms. Smith moved to suspend the rules for the purpose of moving Board Bill No. 392 to the perfection calendar.

Seconded by Mr. Schmid.

Carried by the following vote:

Ayes: Smith, Bosley, Ford-Griffin, Reed, Young, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Baringer, Kennedy, McMillan, Schmid, Jones-King, Boyd, Bauer, Williamson, Carter, Krewson and Mr. President Shrewsbury. 23

Noes:0

Present:0

REPORT OF SPECIAL COMMITTEES

None.

BOARD BILLS FOR PERFECTION

Ms. Young moved that Board Bill No. 353 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

Ms. Young moved that Board Bill No. 406 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Reed.

Carried unanimously by voice vote.

Mr. Bosley moved that Board Bill No. 408 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Ortmann.

Carried unanimously by voice vote.

Mr. Gregali moved that Board Bill No. 366 (Committee Substitute) before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Ms. Florida.

Carried unanimously by voice vote.

Mr. Gregali moved that Board Bill No. 367 (Committee Substitute) before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Ms. Florida.

Carried unanimously by voice vote.

Ms. Smith moved that Board Bill No. 392 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Ms. Florida.

Carried unanimously by voice vote.

Ms. Young moved to suspend the rules for the purpose of moving the following Board Bills to the third reading calendar for final passage: Board Bill No. 353, 406, 408, 366 (Committee Substitute), 367 (Committee Substitute), 344, 369, 370, 371 and 316.

Seconded by Mr. Reed.

Carried by the following vote:

Ayes: Smith, Bosley, Ford-Griffin, Reed, Young, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Baringer, Kennedy, McMillan, Schmid, Jones-King, Boyd, Bauer, Williamson, Carter, Krewson and Mr. President Shrewsbury. 23

Noes:0

Present:0

THIRD READING CONSENT CALENDAR

Mr. Boyd moved that Board Bill No. 337 be placed on the third reading informal calendar.

Mr. Wessels moved for third reading and final passage of Board Bill Nos. 348 (Floor Substitute), 375, 376, 377, 353, 406, 408, 366 (Committee Substitute), 367 (Committee Substitute), 369, 370, 371, 344 and 316.

Seconded by Mr. Villa.

Carried by the following vote:

Ayes: Smith, Bosley, Ford-Griffin, Reed, Young, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Baringer, Kennedy, McMillan, Schmid, Jones-King, Boyd, Bauer, Williamson, Carter, Krewson and Mr. President Shrewsbury. 230

Noes:0

Present:0

Board Bill No. 348 (Floor Substitute)

An ordinance approving an amended development plan for the Central Industrial Corridor East Area ("Area") after affirming that the Area blighted by Ordinance 58278 as described in Exhibit "A" attached hereto and incorporated by reference, is blighted,, insanitary, undeveloped industrial area as defined in Sections 100.310 (2), (11), (18) of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 100.300 to 100.620 inclusive), affirming that the industrial development and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City of St. Louis ("City"); approving the Blighting Study and Plan dated January 29, 1981, amended December 16, 2003, for the Area ("Amended Plan"), incorporated herein by attached Exhibit "B"; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that any property in the Area may be acquired by the Planned Industrial Expansion Authority of the City of St. Louis ("PIEA") through the exercise of eminent domain or otherwise; finding that the property within the Area is partially occupied and the Developer shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Amended Plan; finding that there should be available a ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 375

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the Security Building Redevelopment Area pursuant to the real property tax increment redevelopment act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the security building special allocation fund; authorizing certain actions by City officials; and containing a severability clause.

Board Bill No. 376

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement between the city and Security Building Partners, L.L.C.; prescribing the form and details of said agreement; designating Security Building Partners, L.L.C., as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Bill No. 377

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$3 Million plus issuance costs principal amount of tax increment revenue notes (Security Building Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of such notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Bill No. 353

An Ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the Director of Airports and the Comptroller of the City of St. Louis (the "City") to enter into and execute on behalf of the City the "First Amendment To The Lambert-St. Louis International Airport (the 'Airport') Concession Agreement (Shoe Shine)" (hereinafter referred to as the "First Amendment") to the Airport Concession Agreement for Shoe Shine (AL-69) between the City and Airport Shoeshine Corporation, a corporation of the State of Missouri, dated July 16, 2001, and authorized by City Ordinance No. 65215, approved June 29, 2001 (the "Agreement"); the First Amendment to the Agreement, which is attached hereto as ATTACHMENT "1" and made a part hereof, was approved by the City's Airport Commission, and its terms are more fully described in Section One of this Ordinance; providing that the provisions set forth in this Ordinance shall be applicable exclusively to the Agreement as amended by the First Amendment; containing a severability clause; and containing an emergency clause.

Board Bill No. 406

An ordinance pursuant to Section 100.275 RSMo; exempting property or facilities owned or leased by the Missouri Development Finance Board (the "Board"), or operated by or on behalf of the Board from

City taxes or assessments, including gross receipts taxes; with an emergency provision.

Board Bill No. 408

An ordinance recommended by the Board of Public Service authorizing the 2004 St. Louis Works and the 50/50 Sidewalk Programs City Wide providing for the construction and reconstruction of gutters, streets, driveways, spot curbs, sidewalks, alleys, traffic controls, beautification, tree planting, resurfacing and related engineering adjustments listed herein, appropriating \$4,500,000.00 from the Street Improvement Fund; containing sections for description of the work, approval of plans and specifications, work and material guarantees, estimated costs from City funds and supplemental agreements and reversion authorizations, applicable state and federal wage rate requirements, equal opportunity provisions, the Mayor's Executive Orders, contract advertising statutes, and a public work emergency clause.

**Board Bill No. 366
(Committee Substitute)**

An ordinance submitting to the qualified voters of the City of St. Louis a proposed amendment to the Charter of the City of St. Louis repealing Section One of Article II of the Charter of the City of St. Louis relating to the date on which general elections are to be held in the City of St. Louis and enacting in lieu thereof is a new Section One; providing for an election to be held thereon; and for the manner of voting thereat and containing an emergency clause.

**Board Bill No. 367
(Committee Substitute)**

An ordinance pertaining to elections; amending Section of Ordinance 42880, as codified in Section 2.08.330 of the Revised Code; changing the time period in which the certificate of nomination for a non-partisan candidate must be filed with the Board of Election prior to an election.

Board Bill No. 369

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the 1619 Washington Redevelopment Area pursuant to the Real Property Tax Increment Redevelopment Act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the 1619 Washington Special Allocation Fund; authorizing certain actions by City officials; and containing a severability clause.

Board Bill No. 370

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement by and between the City and 1619 Washington, LLC; prescribing the form and details of said agreement; designating 1619 Washington, LLC, as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Bill No. 371

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$1,583,379 plus issuance costs principal amount of tax increment financing ("TIF") Revenue Notes (1619 Washington TIF Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of the TIF notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Bill No. 344

An ordinance approving a Redevelopment Plan for the 2803-23 Russell Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 1994, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated September 23, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied. The Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the city to cooperate and to exercise their

respective powers in a manner consistent with the Plan.

Board Bill No. 316

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel in Second Street between East Desoto Avenue and East Prairie Ave. in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

THIRD READING, REPORT OF THE ENGROSSMENT COMMITTEE AND FINAL PASSAGE OF BOARD BILLS

None.

REPORT OF THE ENROLLMENT COMMITTEE

Board of Aldermen, Committee Report, St. Louis, February 27, 2004.

To the President of the Board of Aldermen:

The Committee on Engrossed & Enrolled Bills to whom was referred the following Board Bills report that they have considered the same and they are truly enrolled.

Board Bill No. 348 (Floor Substitute)

An ordinance approving an amended development plan for the Central Industrial Corridor East Area ("Area") after affirming that the Area blighted by Ordinance 58278 as described in Exhibit "A" attached hereto and incorporated by reference, is blighted,, insanitary, undeveloped industrial area as defined in Sections 100.310 (2), (11), (18) of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 100.300 to 100.620 inclusive), affirming that the industrial development and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City of St. Louis ("City"); approving the Blighting Study and Plan dated January 29, 1981, amended December 16, 2003, for the Area ("Amended Plan"), incorporated herein by attached Exhibit "B"; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that any property in the Area may be acquired by the Planned Industrial Expansion Authority of the City of St. Louis ("PIEA") through the exercise of eminent domain or otherwise; finding that the property within the Area is partially

occupied and the Developer shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Amended Plan; finding that there should be available a ten (10) year real estate tax abatement; and pledging cooperation of the St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 375

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the Security Building Redevelopment Area pursuant to the real property tax increment redevelopment act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the security building special allocation fund; authorizing certain actions by City officials; and containing a severability clause.

Board Bill No. 376

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement between the city and Security Building Partners, L.L.C.; prescribing the form and details of said agreement; designating Security Building Partners, L.L.C., as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Bill No. 377

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$3 Million plus issuance costs principal amount of tax increment revenue notes (Security Building Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of such notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Bill No. 353

An Ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the Director of Airports and the Comptroller of the City of St. Louis (the "City") to enter into and execute

on behalf of the City the "First Amendment To The Lambert-St. Louis International Airport (the 'Airport') Concession Agreement (Shoe Shine)" (hereinafter referred to as the "First Amendment") to the Airport Concession Agreement for Shoe Shine (AL-69) between the City and Airport Shoeshine Corporation, a corporation of the State of Missouri, dated July 16, 2001, and authorized by City Ordinance No. 65215, approved June 29, 2001 (the "Agreement"); the First Amendment to the Agreement, which is attached hereto as ATTACHMENT "1" and made a part hereof, was approved by the City's Airport Commission, and its terms are more fully described in Section One of this Ordinance; providing that the provisions set forth in this Ordinance shall be applicable exclusively to the Agreement as amended by the First Amendment; containing a severability clause; and containing an emergency clause.

Board Bill No. 406

An ordinance pursuant to Section 100.275 RSMo; exempting property or facilities owned or leased by the Missouri Development Finance Board (the "Board"), or operated by or on behalf of the Board from City taxes or assessments, including gross receipts taxes; with an emergency provision.

Board Bill No. 408

An ordinance recommended by the Board of Public Service authorizing the 2004 St. Louis Works and the 50/50 Sidewalk Programs City Wide providing for the construction and reconstruction of gutters, streets, driveways, spot curbs, sidewalks, alleys, traffic controls, beautification, tree planting, resurfacing and related engineering adjustments listed herein, appropriating \$4,500,000.00 from the Street Improvement Fund; containing sections for description of the work, approval of plans and specifications, work and material guarantees, estimated costs from City funds and supplemental agreements and reversion authorizations, applicable state and federal wage rate requirements, equal opportunity provisions, the Mayor's Executive Orders, contract advertising statutes, and a public work emergency clause.

Board Bill No. 366 (Committee Substitute)

An ordinance submitting to the qualified voters of the City of St. Louis a proposed amendment to the Charter of the City of St. Louis repealing Section One of Article II of the Charter of the City of St. Louis relating to the date on which general elections are to be held in the City of St. Louis and enacting in lieu thereof is a new Section One; providing for an election to be held thereon; and for the

manner of voting thereat and containing an emergency clause.

**Board Bill No. 367
(Committee Substitute)**

An ordinance pertaining to elections; amending Section of Ordinance 42880, as codified in Section 2.08.330 of the Revised Code; changing the time period in which the certificate of nomination for a non-partisan candidate must be filed with the Board of Election prior to an election.

Board Bill No. 369

An ordinance designating a portion of the City of St. Louis, Missouri, as a redevelopment area known as the 1619 Washington Redevelopment Area pursuant to the Real Property Tax Increment Redevelopment Act; approving a redevelopment plan and a redevelopment project with respect thereto; adopting tax increment financing within the redevelopment area; making findings with respect thereto; establishing the 1619 Washington Special Allocation Fund; authorizing certain actions by City officials; and containing a severability clause.

Board Bill No. 370

An ordinance affirming adoption of a redevelopment plan, redevelopment area, redevelopment project; authorizing the execution of a redevelopment agreement by and between the City and 1619 Washington, LLC; prescribing the form and details of said agreement; designating 1619 Washington, LLC, as developer of the redevelopment area; making certain findings with respect thereto; authorizing other related actions in connection with the redevelopment of certain property within the redevelopment area; and containing a severability clause.

Board Bill No. 371

An ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the issuance and delivery of not to exceed \$1,583,379 plus issuance costs principal amount of tax increment financing ("TIF") Revenue Notes (1619 Washington TIF Redevelopment Project), Series 2004, of the City of St. Louis, Missouri; prescribing the form and details of the TIF notes and the covenants and agreements made by the City to facilitate and protect the payment thereof; and prescribing other matters relating thereto.

Board Bill No. 344

An ordinance approving a Redevelopment Plan for the 2803-23 Russell Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 1994, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description

of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated September 23, 2003 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is unoccupied. The Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the city to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 316

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel in Second Street between East Desoto Avenue and East Prairie Ave. in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Bills Numbered 348 (Floor Substitute), 375, 376, 377, 353, 406, 408, 366 (Committee Substitute), 367 (Committee Substitute), 369, 370, 371, 344 and 316 were read and all other business being suspended, Mr. Shrewsbury, in the presence of the Board and in open session, affixed his signature in accordance with the provisions of the Charter.

**COURTESY RESOLUTIONS
CONSENT CALENDAR**

Mr. President Shrewsbury introduced Resolution Nos. 258-272 and 275 and the Clerk was instructed to read same.

Resolution No. 258

WHEREAS, the St. Louis Equity Fund was founded in 1988; and

WHEREAS, the mission of the St. Louis Equity Fund is to stimulate the development of affordable, low and moderate income housing units throughout the St. Louis region and the State of Missouri; and

WHEREAS, the St. Louis Equity Fund's board of directors is comprised of twenty-three individuals who are committed to holistic community renewal; and

WHEREAS, the St. Louis Equity Fund maintains a dedicated staff of ten persons who work tirelessly to redevelop and preserve the communities that they serve; and

WHEREAS, the St. Louis Equity Fund's efforts have lead to the renovation and/or construction of 1,800 units of quality, affordable housing in such City of St. Louis neighborhoods as; Jeff-Vander-Lou, St. Louis Place, The Ville and the near South Side; and

WHEREAS, the St. Louis Equity Fund has also committed itself to servicing the human development needs of St. Louis residents by assisting in the establishment of child development centers, community centers and other activities;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to recognize and honor the board of directors and staff of the St. Louis Equity Fund and to thank them for their exceptional effort to redevelop and stabilize the St. Louis community and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation to our honorees at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable April Ford-Griffin, Alderwoman 5th Ward

Resolution No. 259

WHEREAS, on Sunday, February 29, 2004, the many friends of Monsignor John A. Shocklee will gather for a memorial Mass and Tribute marking the first anniversary of his passing onto eternal life; and

WHEREAS, Monsignor Shocklee's life was marked by an exceptional commitment to making a difference in the lives of African-American children in this community; and

WHEREAS, Monsignor Shocklee's emphasis on academic excellence and the development of a strong moral character inspired countless young men and women to roles of leadership and service throughout the St. Louis area; and

WHEREAS, by recalling his life of commitment and spiritual leadership, we join with Monsignor Shocklee's many friends and admirers in continuing his passion and vision for supporting African-American youth in this city and his personal mission of making a difference in their lives;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to honor the late Monsignor John A. Shocklee and to join with his many friends in celebrating his life of service to the St. Louis community and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable April Ford-Griffin, Alderwoman 5th Ward

Resolution No. 260

WHEREAS, we have been apprised that after 48 years of faithful and dedicated service to Grace Missionary Baptist Church, Pastor Joel Kelly Davis has announced his retirement; and

WHEREAS, Pastor Davis organized Grace Missionary Baptist Church in May of 1956 at the corner of 22nd Street and Cole Street; and

WHEREAS, throughout his ministry Pastor Davis has provided spiritual and moral leadership through the St. Louis community and has been a source of strength and support for those in need; and

WHEREAS, in addition to his responsibilities as pastor of Grace Missionary Baptist Church, Pastor Davis has served on the advisory committee of the Urban League of Greater St. Louis and has counseled prisoners has part of the St. Louis Metropolitan Police Department's Ride-Along Program; and

WHEREAS, Pastor Davis has been sustained throughout his ministry by the love and support of his wife, Juanita, their ten children and his many friends and admirers ;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to recognize and honor Pastor Joel Kelly Davis on the occasion of his retirement as Pastor of Grace Missionary Baptist Church and we thank him for his many years of service to the citizens of the St. Louis community and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable April Ford-Griffin, Alderwoman 5th Ward

Resolution No. 261

WHEREAS, we have been apprised that after more than 33 years of dedicated service to the City of St. Louis in the Recreation Division, Kathleen Hanrahan will retire on February 27, 2004; and

WHEREAS, Kathleen began her career in public service in 1970 organizing such events and programs as Tiny Tots, Hydro Aerobics, golf clinics for children and adult and Fishing Fairs; and

WHEREAS, Kathleen has been responsible for the development and implementation of numerous new programs offered by the Recreation Division and her leadership and hard work will be greatly missed by the young men and women of this community whose lives she has touched; and

WHEREAS, as a result of her outstanding efforts on behalf of the citizens of this city, Kathleen has been nominated three times for the Outstanding Employee Award, the No. 1 Citizen Award sponsored by the Suburban Journals and the Jefferson Award; and

WHEREAS, we are certain that Kathleen is looking forward to a well deserved retirement with her family and her many friends;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to congratulate Kathleen Hanrahan for 33 years of service in the St. Louis City Recreation Division and we wish her peace and happiness in her retirement and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to further prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Daniel Kirner, Alderman 25th Ward
Honorable Alfred Wessels, Alderman 13th Ward

Resolution No. 262

WHEREAS, the National Association of Women in Construction (NAWIC), with a membership of more than 8,000 throughout the United States, has greatly contributed to the construction industry through its leadership and many community based endeavors; and

WHEREAS, the NAWIC actively promotes community based programs and events throughout the country to assist local efforts which encourage a greater awareness of the construction industry and the opportunities for a career in the construction trades; and

WHEREAS, the St. Louis Chapter of the NAWIC sponsors charitable and educational activities throughout the year in support of the NAWIC's mission; and

WHEREAS, of particular interest to the St. Louis Chapter is the annual Block Kids Building Program which encourages children in grades 1 through 6 to become familiar with the construction industry and to creatively work with their hands; and

WHEREAS, on Friday, February 20, 2004, representatives of the St. Louis Chapter of the NAWIC will present this exceptional program to the students at Dewey School of International Studies;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to recognize the members of the St. Louis Chapter of the National Association of Women in Construction and we congratulate them on the outstanding success of the Block Kids Building Program and we further encourage the students of Dewey School of International Studies to participate in and appreciate the opportunities presented by this outstanding organization and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation to our honorees at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Thomas Bauer, Alderman 24th Ward

Resolution No. 263

WHEREAS, we have been apprised of the untimely passing of Barbara Louise Harris Hancock on Thursday, February 12, 2004; and

WHEREAS, Barbara was born and raised in St. Louis and was a distinguished graduate of Sumner High School, Harris Stowe Teachers College and the University of Illinois; and

WHEREAS, for many years Barbara was an outstanding educator in the St. Louis Public School System where she shared her love of music and her commitment to education with countless students whose lives were enriched by her presence; and

WHEREAS, Barbara was a generous and devoted individual who committed many hours to numerous civic and charitable organizations including, Delta Sigma Theta Sorority, Links, Inc., Woman for Washington University, New Theater Company, Women 's Committee for Forest Park Forever, NAACP and the Urban League of Greater St. Louis; and

WHEREAS, Barbara will be greatly missed by her loving husband, Thomas; her daughters, Elinor and Stacey; her grandchildren, Tiffany, Barbara, Brittani, Mandela, Malcolm and Brelon; her family and her many friends and admirers;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that, on behalf of the St. Louis community, we pause to remember the dedication and service of Barbara Louise Harris Hancock to the City of St. Louis, and we join with her many friends in expressing our sorrow at her passing, and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a memorial copy for presentation to the Hancock family at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Freeman Bosley, Sr., Alderman 3rd Ward

Resolution No. 264

WHEREAS, we pause in our deliberations to note the untimely passing of our dear friend and colleague, 23rd Ward Alderwoman, Colleen Sondermann, on Tuesday, February 17, 2004; and

WHEREAS, Colleen's passing brings to a close a life of service marked by distinguished, productive, and diligent labors for and on behalf of the City she so greatly loved; and

WHEREAS, since June 2002 Colleen served as 23rd Ward Alderwoman with a sense of purpose and her warm smile and attentive personality will be greatly missed by all of those whose lives she touched; and

WHEREAS, Colleen was devoted to her family and committed to the growth and development of this city and the improvement in the quality of life for the citizens of the 23rd Ward; and

WHEREAS, Colleen leaves behind to cherish her memory her loving husband, James; her daughter, Christina; her sons, James and Stephen; her family, and her countless friends and admirers;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that, on behalf of the St. Louis community, we pause to remember the dedication and service of Alderwoman Colleen Sondermann to the City of St. Louis and the State of Missouri, and we join with her many friends in expressing our sorrow at her passing, and we further direct the Clerk of this Board to spread a copy of this Resolution across the

minutes of these proceedings and to prepare a memorial copy for presentation to the Sondermann family at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable James F. Shrewsbury, President
Honorable Irene J. Smith, Alderwoman 1st Ward
Honorable Dionne Flowers, Alderwoman 2nd Ward
Honorable Freeman Bosley, Sr., Alderman 3rd Ward
Honorable Peggy Ryan, Alderwoman 4th Ward
Honorable April Ford Griffin, Alderwoman 5th Ward
Honorable Lewis E. Reed, Alderman 6th Ward
Honorable Phyllis Young, Alderwoman 7th Ward
Honorable Stephen J. Conway, Alderman 8th Ward
Honorable Kenneth Ortmann, Alderman 9th Ward
Honorable Joseph Vollmer, Alderman 10th Ward
Honorable Matthew Villa, Alderman 11th Ward
Honorable Fred Heitert, Alderman 12th Ward
Honorable Alfred Wessels, Jr., Alderman 13th Ward
Honorable Stephen Gregali, Alderman 14th Ward
Honorable Jennifer Florida, Alderwoman 15th Ward
Honorable Donna Baringer, Alderwoman 16th Ward
Honorable Joseph Roddy, Alderman 17th Ward
Honorable Terry Kennedy, Alderman 18th Ward
Honorable Michael McMillan, Alderman 19th Ward
Honorable Craig Schmid, Alderman 20th Ward
Honorable Bennice Jones-King, Alderwoman 21st Ward
Honorable Jeffrey Boyd, Alderman 22nd Ward
Honorable Tom Bauer, Alderman 24th Ward
Honorable Daniel Kirner, Alderman 25th Ward
Honorable Frank Williamson, Alderman 26th Ward
Honorable Gregory J. Carter, Alderman 27th Ward
Honorable Lyda Krewson, Alderwoman 28th Ward

Resolution No. 265

WHEREAS, Elaine Mitchell was born June 16, 1936 in St. Louis, Mo. to Bessie Mitchell and Nelson Doss raised in a blended family, which included stepfather Oscar Byrd, seven brothers; James, Oscar, Richard, Charles, Carl, John, and Paul; and one sister Robbie; and

WHEREAS, At an early age Elaine embraced the Catholic faith and became an active member in her church. She was a member of the church environment committee, the Friendship Club, the Knights of Peter Claver, The Ladies Auxiliary, a Eucharistic Minister at church, a home bound member, and a Lecturer, reading the scripture meaningfully at church services; and

WHEREAS, In July 1957, Elaine Mitchell married James Diggs and to this union was born four loving children, Deborah (preceded her in death), Kenneth (Sandra), Lisa (Frank III), and Cheryl. Elaine and James were blessed with five grandchildren; Kenneth, Jr. (Dorian), Christopher, Kendrick, Frank IV, and Channel and their family life was filled with family traditions and gathering; and

WHEREAS, Elaine attended Rosati-Kain High School in St. Louis and after graduating from Rosati, she went to St. Louis University until she decided she wanted to be an elementary school teacher at which time she transferred to Stowe Teachers' College which later became Harris Stowe Teachers' College; and

WHEREAS, Elaine graduated from Harris in 1960 and began teaching at Cupples Elementary School while continuing to attend school and earned a number of advanced degrees. Elaine taught Kindergarten through grade three for 23 years. In 1983 she became an administrator specializing in instruction at Lexington School until retirement in June 2001 after 41.5 years in the educational setting; and

WHEREAS, Elaine Diggs touched many lives in her profession and was "my teacher" to many and while serving her community, she often encountered her former students with much delight; and

WHEREAS, In 1995 after the death of the former Committeewoman, 20th Ward Committeeman Sterling S. Miller asked Elaine if she would accept his appointment to fill the position of 20th Ward Committeewoman and Elaine's love for her community led her to accept and thereafter Elaine was elected to two terms as 20th Ward Committeewoman, a position she continue to serve up until her death without anyone ever filing or running against her; and

WHEREAS, Elaine was active in the community, serving as Block Unit 556 Chairperson and President of the Penrose Neighborhood Association. She was a lifelong member of the Delta Sigma Theta Sorority, Inc. After her diagnosis of breast cancer, she joined The Breakfast Club, a nationally recognized breast cancer survival group that shares successes and supports those in time of illness. Elaine enjoyed traveling visiting the continents of Asia, Africa, Europe, South America, and many states in the U.S. including Alaska and Hawaii; and

WHEREAS, On February 12, 2004 God called Elaine M. Diggs home leaving all those who loved her to celebrate her home going;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen for the City of St. Louis that we pause in our deliberations to honor 20th Ward Committeewoman Elaine M. Diggs for her life long devotion to God, family, and community, to pause for a moment of silence in respect for her death, and we further direct the Clerk of this Board to prepare a fitting copy of this resolution to be presented to the Diggs family at a time deemed appropriate be the sponsor.

Introduced this 27th day of February 2004 by:

Honorable Bennice Jones King, Alderwoman 21st Ward
Honorable Irene J. Smith, Alderwoman 1st Ward

Resolution No. 266

WHEREAS, for more than four years students from Chaminade College Preparatory School have participated in various community service projects in the City of St. Louis; and

WHEREAS, during that time these outstanding students have volunteered hundreds of hours on projects designed to enhance city neighborhoods and improve the quality of life for our citizens; and

WHEREAS, Chaminade students have assisted the Gateway Greening Project; tutored students in math and science at Sherman Accelerated Elementary School; removed debris and trash from vacant lots in the McKinley Heights Neighborhood and assisted the New City Development Corporation in transforming a former laundromat into an educational center to teach electrical and plumbing skills; and

WHEREAS, in December 2003 students assisted the St. Louis Northside Business Association in a successful Breakfast with Santa program for neighborhood children; and

WHEREAS, these exceptional and generous students, under the supervision of Dietrich Smith, Diversity Director at Chaminade, are a welcome addition to the ongoing effort to revitalize the City of St. Louis;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to recognize and honor the Chaminade College Preparatory School students who have participated in the school's community service projects in the City of St. Louis and we thank them for their many contributions to this community and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation to our honorees at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Dionne Flowers, Alderwoman 2nd Ward

Resolution No. 267

WHEREAS, we are delighted to pause in our deliberations to note and commemorate the Fiftieth Wedding Anniversary of two wonderful people, Andrew Lee Nance, Sr. and Virginia Nance who were married at the St. Louis Civil Courthouse on March 4, 1954; and

WHEREAS, Andrew and Virginia have been blessed during their life together with nine children; nineteen grandchildren; and seven great grandchildren, all of whom have been a constant source of love and support; and

WHEREAS, Andrew and Virginia are active and faithful members of Northern Missionary Baptist Church and their kind hearts and generosity is an inspiration to all who know them; and

WHEREAS, Andrew, as a member of Local 53 for more than 42 years, and Virginia, as a devoted homemaker, have lived their lives as exceptional examples of hard work and the importance of commitment to one's family; and

WHEREAS, Andrew and Virginia, a bit older, much wiser, and still very much in love, have earned the respect and love of their family and their many long time friends and neighbors in St. Louis;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we wish to congratulate Andrew and Virginia Nance on the occasion of their glorious Fiftieth Wedding Anniversary, that we encourage them to continue in their commitment to each other, family, friends and community, and we wish them many more years of happiness together; and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of this proceeding and to prepare a commemorative copy for presentation to our honorees at a time and place deemed appropriate by the sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Freeman Bosley, Sr., Alderman 3rd Ward

Resolution No. 268

WHEREAS, we have been apprised that on March 1, 2004, Thelma Smith will celebrate her glorious 104th birthday; and

WHEREAS, Thelma was born and raised in Cottonplant, Arkansas, the eldest of eleven children; and

WHEREAS, Thelma moved to the City of St. Louis in 1946 and soon thereafter joined the congregation of the Mount Olive Missionary Baptist Church; and

WHEREAS, for almost sixty years Thelma has been a faithful and loyal member of the Mount Olive Missionary Baptist Church family and has devoted countless hours to the service of the Church and its mission in this community; and

WHEREAS, for many years, Thelma was an outstanding employee at the Frisco warehouse; and

WHEREAS, Thelma is joined in the celebration of her birthday by her sister-in-law, Elgee Bagby; Deacon Adolphus Watson and his wife Learlean; Earnestine Frison-Jones; her special friends, Johnny and Elizabeth Cowitt and all of her friends at Mount Olive Missionary Baptist Church;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to congratulate Thelma Smith on the occasion of her 104th birthday and we wish her continued peace, good health and happiness and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Freeman Bosley, Sr., Alderman 3rd Ward

Resolution No. 269

WHEREAS, it is a privilege for this Board of Aldermen, with respect to Black History Month, to honor individuals who have significantly contributed to the African-American community; and

WHEREAS, this year's exceptional honorees include Harold Crumpton, who has served the citizens of Missouri as a member of the Missouri Public Service Commission since 1993; and

WHEREAS, Mr. Crumpton was born and raised in the City of St. Louis and is a distinguished graduate of Summer High School and Washington University; and

WHEREAS, from 1973 until 1992 Mr. Crumpton was employed by Southwestern Bell Telephone Company and was instrumental in establishing a national professional telecommunications organization whose mission is to encourage the competitiveness of the American telecommunications industry; and

WHEREAS, in addition to his exceptional service as a member of the Missouri Public Service Commission, Mr. Crumpton is the Chairman of the Paula J. Carter Charitable Foundation and the President of the St. Louis City Branch of the NAACP; and

WHEREAS, Mr. Crumpton is an outstanding member of this community whose commitment to leadership and service stands as a model for all of us to emulate;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize and congratulate Harold Crumpton for his many extraordinary contributions to the St. Louis community and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Gregory Carter, Alderman 27th Ward
Honorable Irene J. Smith, Alderwoman 1st Ward
Honorable Dionne Flowers, Alderwoman 2nd Ward
Honorable Freeman Bosley, Sr, Alderman 3rd Ward
Honorable Peggy Ryan, Alderwoman 4th Ward
Honorable April Ford Griffin, Alderwoman 5th Ward
Honorable Lewis Reed, Alderman 6th Ward
Honorable Terry Kennedy, Alderman 18th Ward
Honorable Michael McMillan, Alderman 19th Ward
Honorable Bennice Jones-King, Alderwoman 21st Ward
Honorable Jeffrey Boyd, Alderman 22nd Ward
Honorable Frank Williamson, Alderman 26th Ward

Resolution No. 270

WHEREAS, Police Officer Edward “Pierre” Benoist has been a St. Louis Metropolitan Police Officer for 10 years and was recognized as the “Officer of the Month” in the First District for the month of April, 2003; and

WHEREAS, during April, 2003, Officer Benoist received information from a confidential informant that narcotics were being sold from an apartment complex in the 4700 block of Nebraska and, after obtaining a search warrant, Officer Benoist, along with other officers, executed the warrant and arrested a suspected drug dealer and seized one and one-half kilograms of cocaine, a substantial amount of marijuana, a fully loaded 9 millimeter handgun and \$3,600.00 in cash; and

WHEREAS, a few days later, Officer Benoist received information from an informant that a subject known as “Big T” would be delivering cocaine and marijuana to a residence on South Broadway. Officer Benoist, and other officers, conducted a surveillance at the Broadway location which resulted in the arrest of “Big T” and the seizure of a substantial amount of crack cocaine and marijuana and a .32 caliber handgun; and

WHEREAS, during 2003, Officer Benoist led his platoon in felony arrests and was second in misdemeanor arrests; and

WHEREAS, Officer Benoist has consistently worked with neighborhood and business organizations to help reduce crime in the First District and he enjoys the respect

of his supervisors and fellow officers; and

WHEREAS, as a result of Officer Benoist’s actions and dedication to duty, numerous drug dealers and a substantial amount of drugs and handguns were removed from our streets, making the First District a safer place to live and work; and

WHEREAS, Officer Benoist has been selected by his peers as “Officer of the Year” in the First District for the year 2003;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that we pause in our deliberations to recognize and honor Police Officer Edward “Pierre” Benoist on his selection as “Officer of the Year” in the First District and we thank him for his many contributions to the safety and welfare of our citizens and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy for presentation to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Craig Schmid, Alderman 20th Ward
Honorable Kenneth Ortmann, Alderman 9th Ward
Honorable Matthew Villa, Alderman 11th Ward
Honorable Fred Heitert, Alderman 12th Ward
Honorable Alfred Wessels, Alderman 13th Ward
Honorable Jennifer Florida, Alderwoman 15th Ward
Honorable Daniel Kirner, Alderman 25th Ward

Resolution No. 271

WHEREAS, it is a privilege for this Board of Aldermen, with respect to Black History Month, to honor individuals who have significantly contributed to the African-American community; and

WHEREAS, this year’s exceptional honorees include the Sylvester LeClaire Smith, prominent educator and former superintendent of the Kinloch Public School System; and

WHEREAS, Mr. Smith was born and raised in the Macon, Mississippi and is a distinguished graduate of Vashon High School and St. Louis University; and

WHEREAS, Mr. Smith began his career in education as a first grade teacher at Dunbar Elementary School in Kinloch and within a short period of time was named principal of the high school; and

WHEREAS, in 1943 Mr. Smith became the first African American school superintendent in the State of Missouri when he was appointed Superintendent of the Kinloch School System and in 1964 he was appointed the first vocational adjustment coordinator in St. Louis;

WHEREAS, Mr. Smith has devoted his life to the education and development of our youth and his commitment to educational excellence is unsurpassed in this community; and

WHEREAS, Mr. Smith is an outstanding member of this community whose commitment to leadership and service stands as a model for all of us to emulate;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize and congratulate Sylvester LeClaire Smith for his many extraordinary contributions to the St. Louis community and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Irene J. Smith, Alderwoman 1st Ward
Honorable Dionne Flowers, Alderwoman 2nd Ward
Honorable Freeman Bosley, Sr, Alderman 3rd Ward
Honorable Peggy Ryan, Alderwoman 4th Ward
Honorable April Ford Griffin, Alderwoman 5th Ward
Honorable Lewis Reed, Alderman 6th Ward
Honorable Terry Kennedy, Alderman 18th Ward
Honorable Michael McMillan, Alderman 19th Ward
Honorable Bennice Jones-King, Alderwoman 21st Ward
Honorable Jeffrey Boyd, Alderman 22nd Ward
Honorable Frank Williamson, Alderman 26th Ward
Honorable Gregory Carter, Alderman 27th Ward

Resolution No. 272

WHEREAS, we pause in our deliberations to note the untimely passing of long time St. Louis City employee, Martin Wenthe, on January 21, 2004; and

WHEREAS, Martin was born and raised in St. Louis and began his career as a public servant in August, 1977 as an Engineer Aid I for the Board of Public Service; and

WHEREAS, in addition to working for the Board of Public Service, Martin served the residents of this city as an employee of the Street Department and, beginning in September, 1982, as a Building Inspector in the Department of Public Safety; and

WHEREAS, since 1983 Martin has served as a Building Inspector II and his honesty, hard work and professionalism will be greatly missed by his co-workers and the people of the City of St. Louis who he so faithfully served; and

WHEREAS, Martin, will be greatly missed by his wife, Lynn; his children, Lauren and Scott and his countless friends and admirers;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis, that, on behalf of the St. Louis community, we pause to remember the many contributions of Martin Wenthe to the citizens of the City of St. Louis, and we join with his many friends in expressing our sorrow at his passing, and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a memorial copy for presentation to the Wenthe family, at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Fred Heitert, Alderman 12th Ward

Resolution No. 275

WHEREAS, it is a privilege for this Board of Aldermen, with respect to Black History Month, to honor individuals who have significantly contributed to the African-American community; and

WHEREAS, this year's exceptional honorees include Jackie Joyner-Kersey, winner of six Olympic medals and President of Elite International Sports Marketing, Inc.; and

WHEREAS, Jackie was born and raised in East St. Louis, Illinois where she began her storied career in track and field as a member of the East St. Louis High School track team; and

WHEREAS, in the early 1980's, as a student athletic at the University of California at Los Angeles, Jackie perfected her skills and ultimately won the NCAA heptathlon two years in a row, the USA championship in 1982, the UCLA Athlete of the Year award in 1985, the Broderick Cup for being chosen the most outstanding female collegiate athlete and six Olympic Medals, three of them gold; and

WHEREAS, in addition to her accomplishments as a world-class athlete, Jackie has devoted herself to being a role model for young men and women throughout the country and has been particularly generous with her time and talents to the youth of the Hyde Park Neighborhood and to aspiring student athletes throughout the St. Louis metropolitan area; and

WHEREAS, Jackie Joyner-Kersey is an outstanding member of this community whose commitment to excellence and community service stands as a model for all of us to emulate;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize and congratulate Jackie Joyner-Kersey for her many

extraordinary contributions to the St. Louis community and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 27th day of February, 2004 by:

Honorable Freeman Bosley, Sr, Alderman 3rd Ward
Honorable Irene J. Smith, Alderwoman 1st Ward
Honorable Dionne Flowers, Alderwoman 2nd Ward
Honorable Peggy Ryan, Alderwoman 4th Ward
Honorable April Ford Griffin, Alderwoman 5th Ward
Honorable Lewis Reed, Alderman 6th Ward
Honorable Terry Kennedy, Alderman 18th Ward
Honorable Michael McMillan, Alderman 19th Ward
Honorable Bennice Jones-King, Alderwoman 21st Ward
Honorable Jeffrey Boyd, Alderman 22nd Ward
Honorable Frank Williamson, Alderman 26th Ward
Honorable Gregory Carter, Alderman 27th Ward

Unanimous consent having been obtained Resolution Nos. 258-272 and 275 stood considered.

Mr. President Shrewsbury moved that Resolution Nos. 258-272 and 275 be adopted, at this meeting of the Board.

Seconded by Mr. Carter.

Carried unanimously by voice vote.

FIRST READING OF RESOLUTIONS

Mr. Schmid introduced Resolution No. 273 and the Clerk was instructed to read same.

Resolution No. 273

WHEREAS, protection of the health and safety of residents, workers, business owners and visitors in the City of St. Louis, including protection from terrorist attack, is a paramount concern for the City of St. Louis;

WHEREAS, the protection and exercise of civil rights and civil liberties guaranteed by the U.S. Constitution, as amended, forms the basis of our free and democratic society; and

WHEREAS, the City of St. Louis greatly benefits from the many contributions of its diverse population, including working people, students, immigrants and refugees; and

WHEREAS, the Board of Aldermen of the City of St. Louis believes that there is no inherent conflict between national security and the preservation of liberty -- United States residents can be both safe and free; and

WHEREAS, the Board of Aldermen of the City of St. Louis reaffirms its strong opposition to terrorism, but also affirms that any efforts to end terrorism not be waged at

the expense of the essential civil rights and liberties of the innocent people of the City of St. Louis, State of Missouri and United States; and

WHEREAS, Government security measures that undermine fundamental rights do damage to the institutions and values that the residents of the City of St. Louis hold dear and which form the fabric of the oldest and greatest continuous democracy in world history;

WHEREAS, it is imperative that federal, state and local governments should protect the public from terrorist attacks, such as those that occurred on September 11, 2001, nevertheless, they should do so in a balanced, rational, and deliberative fashion in order to ensure that security measures enhance the public safety without severely impairing constitutional rights or infringing on civil liberties by suffocating what makes us a free democracy; and

WHEREAS, certain federal policies adopted since September 11, 2001, including the application of certain provisions of the U.S.A. Patriot Act (P.L. 107-56; H.R. 31620 and related federal actions, including Orders in furtherance thereof, may unduly infringe upon fundamental rights and liberties and may threaten civil rights and liberties guaranteed as inalienable rights under the U.S. Constitution, as amended; and

WHEREAS, these certain federal policies include the power to authorize the indefinite incarceration of non-citizens based on mere suspicion of terrorist activity, and the indefinite incarceration of citizens designated as "enemy combatants" without access to counsel or meaningful recourse to the federal courts; limitations on the traditional authority of federal courts to curb law enforcement abuse of electronic surveillance in anti-terrorism investigations and ordinary criminal investigations; the expansion of the authority of federal agents to conduct so-called "sneak and peek" or "black bag" searches, in which the subject of the search warrant is unaware that his property has been searched; grants to law enforcement and intelligence agencies of broad access to personal, medical, financial, library and education records with little, if any, judicial oversight; and

WHEREAS, these same federal policies may undermine trust between immigrant communities and the government and, in particular, pose a threat to the civil rights and liberties of the residents of our City who are, or who appear, to be of Arab, Muslim, or South Asian descent; and

WHEREAS, the federal government has drafted new legislation entitled the Domestic Security Enhancement Act (known as Patriot II), which may further compromise constitutional rights and our government's unique system of checks and balances; and

WHEREAS, three states and more than 200 communities, including the City of New York, have enacted resolutions that reaffirm support for civil rights and civil liberties and that demand accountability from law enforcement agencies regarding the exercise of the extraordinary new powers conferred by the U.S.A. Patriot Act and related federal actions.

NOW THEREFORE BE IT RESOLVED, that it is the policy of the City of St. Louis that employees of the City of St. Louis and its departments shall refrain from:

1. profiling based on race, ethnicity, citizenship, religion, national origin, or non-violent political values; and
2. denying any city service on the basis of citizenship; and be it

FURTHER RESOLVED, that the City of St. Louis will avoid discrimination in every function of City government, and vigorously uphold the constitutionally protected rights of all persons; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis calls upon federal, state, county and local officials and upon City of St. Louis agencies and institutions to affirm and protect civil rights and civil liberties; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis affirms its strong support for the rights of immigrants and refugees and opposes measures that single out individuals for legal scrutiny or enforcement activity based primarily upon their country of origin; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis encourages the St. Louis Board of Police Commissioners and the St. Louis Metropolitan Police Department to adopt and to follow policies that prohibit its employees from:

1. investigating individuals or groups of individuals based on their participation in activities protected by the First Amendment to the U.S. Constitution, such as non-violent political advocacy or the practice of religion, without reasonable suspicion of criminal activity unrelated to the activity protected by the First Amendment;

2. profiling based on race, religion, or ethnicity;

3. participating in the enforcement of federal immigration laws, except to prevent persons from a continuing practice of transporting and harboring illegal aliens;

4. "sneak and peak" searches, pursuant to Section 213 of the U.S.A. Patriot Act, unless the search is authorized in accordance with the laws of the State of Missouri and unless searches are executed upon any resident of the City of St. Louis by search warrant with advance or simultaneous notice, and refrain from participating in a joint search with any law enforcement agency absent assurances that such notice will be provided to such individuals during the search; and

5. establishing or maintaining an anti-terrorism reporting system that creates an electronic record on an individual unless subject to regulations that provide for the protection of individuals who are the subject of unfounded reports; and

6. without having, or being provided, evidence showing a reasonable suspicion of criminal activity:

- a. assisting with investigations, interrogations, or arrest procedures, whether they be public or clandestine; and

- b. recording, filing, collecting, maintaining or sharing information about the political, religious, or social views, associations or activities of any individual, group or business association, even if authorized by federal law enforcement. This includes but is not limited to library lending and research, book and video store sales and/or rentals, and educational records; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis opposes requests by federal authorities that, if granted, would cause agencies of the City of St. Louis or State of Missouri to exercise powers or cooperate in the exercise of powers in apparent violation of any city ordinance or the laws or Constitution of this State or of the United States; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis opposes the secret detention of persons and the detention of persons without charges or access to a lawyer; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis urges each of the City's public libraries to inform library patrons that Section 215 of the U.S. Patriot Act gives the government new authority to monitor book-borrowing and Internet activities without patrons' knowledge or consent and that this law prohibits library staff from informing patrons if federal agents

have requested patrons' library records; and be it

FURTHER RESOLVED, that in order to assess the effect of anti-terrorism initiatives on the residents of the City of St. Louis, the Board of Aldermen calls upon federal officials to make periodic reports, consistent with the Freedom of Information Act, that include:

1. the number of City of St. Louis residents who have been arrested or otherwise detained by federal authorities as a result of terrorism investigations since September 11, 2001;

2. the number of search warrants that have been executed in the City St. Louis without notice to the subject of the warrant pursuant to section 213 of the U.S.A. Patriot Act;

3. the number of electronic surveillance actions carried out in the city of St. Louis under powers granted in the U.S.A. Patriot Act;

4. the number of investigations undertaken by federal authorities to monitor political meetings, religious gatherings or other activities protected by the First Amendment to the U.S. Constitution within the City of St. Louis;

5. the number of times education records have been obtained from schools and institutions of learning in the City of St. Louis under section 507 of the U.S.A. Patriot Act;

6. the number of times library records have been obtained from libraries in the City of St. Louis under section 215 of the U.S. Patriot Act; and

7. the number of times that records of the books purchased by store patrons have been obtained from bookstores in the City of St. Louis under section 215 of the U.S.A. Patriot Act; and be it

FURTHER RESOLVED, that the members of the Board of Aldermen of the City of St. Louis call on our United States Representatives and Senators to monitor the implementation of the U.S.A. Patriot Act and the federal actions, including Orders in furtherance thereof, and actively work for the repeal or revision of only those sections in the U.S.A. Patriot Act and those Orders that violate fundamental rights and liberties as stated in the United States constitution and its Amendments by sending a copy of this resolution to the Missouri delegation to Congress; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis calls upon our United States Representatives and

Senators to take a lead in Congressional action to prohibit passage of the Domestic Security Enhancement Act, known as "Patriot II"; and be it

FURTHER RESOLVED, that the Board of Aldermen of the City of St. Louis calls upon Governor Bob Holden, Lieutenant Governor and Senate President Joe Maxwell, Senate President Pro Tem Peter Kinder, Senate Majority Leader Michael Gibbons, Senate Minority Leader Ken Jacob, Speaker of the House of Representatives Catherine Hanaway, Speaker Pro Tem of the House of Representatives Rod Jetton, Majority Floor Leader of the House of Representatives Jason Crowell, Minority Floor Leader of the House of Representatives Mark Abel, and the members of the State of Missouri Legislature to ensure that State anti-terrorism laws and policies are implemented in a manner that does not infringe upon fundamental rights and liberties as recognized in the U.S. Constitution and its Amendments and in the Constitution of the State of Missouri.

Introduced on the 27th day of February, 2004 by:

Honorable Craig Schmid, Alderman 20th Ward

Unanimous consent having been obtained Resolution No. 273 stood considered.

Mr. Schmid moved that Resolution No. 273 be adopted, at this meeting of the Board.

Seconded by Mr. Ortmann.

Carried unanimously by voice vote.

Mr. Conway moved that Resolution No. 273 be assigned to the committee on Public Employees for hearing.

Seconded by Mr. Schmid.

Failed by the following vote:

Ayes: Bauer. 1

Noes: Smith, Flowers, Bosley, Young, Ortmann, Vollmer, Gregali, Florida, Baringer, Kennedy, McMillan, Schmid, Jones-King, Boyd, Carter and Mr. President Shrewsbury.
16

Present: Conway. 1

Mr. Conway moved that Resolution No. 273 be assigned to the committee on Public Safety for hearing.

Seconded by Mr. Schmid.

Carried by the following vote:

Ayes: Smith, Flowers, Bosley, Reed, Young, Conway, Ortmann, Vollmer, Gregali, Florida, Baringer, Kennedy, McMillan, Schmid, Jones-King, Boyd, Bauer,

Williamson, Carter and Mr. President Shrewsbury. 20

Noes:0

Present:0

Mr. Kennedy introduced Resolution No. 274 and requested that it be assigned to the Public Utilities Committee for hearing.

**RESOLUTION NUMBER 274
RESOLUTION OF THE
BOARD OF ALDERMEN
OF THE CITY OF
ST. LOUIS, MISSOURI
ORDERING AND SETTING 2004
CABLE TELEVISION RATES FOR
BASIC SERVICE, EQUIPMENT,
INSTALLATIONS AND UPGRADE
PURSUANT TO
FCC FORMS 1240, 1205 and 1235
DATED OCTOBER 15, 2003
Community Unit
Identification # MO-0545
WHEREAS**

1. Section 623 of the Cable Communications Policy Act of 1984, 47 U.S.C. § 543, as amended by the Cable Consumer Protection and Competition Act of 1992 ("Cable Act"), allows local franchise authorities to regulate certain cable television rates in accordance with rules and procedures established by the Federal Communications Commission (FCC); and

2. The Board of Aldermen of the City of St. Louis, Missouri ("City"), is the Franchise Authority under the City Charter; is empowered by Ordinance to consider and decide cable-related issues; adopted on June 11, 1993, Board Resolution #47 authorizing its Petition for Certification and Local Rules for Rate Regulation; and is duly certified by the FCC to regulate certain rates including those for the Basic Service Tier (BST), monthly equipment rentals, the hourly service charge (HSC), and installation fees based on the HSC, included in the Form 1205 ("equipment rates"); and

3. The Communications Division holds duties delegated by the Board of Aldermen as its Franchise Agency with respect to cable matters under Cable Regulatory Ordinance 65431, Section Thirty-Two, and the Agency is required under local rules to submit a report and recommendation on rate proposals to the Board; and

4. Charter Communications Entertainment I, LLC, doing business as Charter Communications ("Charter") and franchised to operate a cable system in the City of St. Louis in accordance with terms of

a transfer of ownership from AT&T Broadband on June 30, 2001 and its franchise renewal agreement with the City of St. Louis effective May 23, 2002, has submitted to the City FCC Form 1240, "*Updating Maximum Permitted Rates for Regulated Cable Services*," and its associated FCC Form 1205, "*Determining Regulated Equipment and Installation Costs*" ("Equipment Form") both dated October 15, 2003 (the "Rate Filing");

5. The Rate Filing from Charter calculates a decrease in the maximum permitted rates ("MPR") Charter may charge City subscribers for "Basic" cable service, and increases in the MPRs for hourly service charge (HSC), equipment rental, and activities including various types of installations, reconnections and changes in service); and

6. At the same time as the Rate Filing, Charter also submitted a third rate form, FCC Form 1235, "*Abbreviated Cost of Service Filing For Cable Network Upgrades*," seeking to recover from subscribers to the Basic Service Tier (BST) costs associated with its current cable system upgrade, totaling \$3.49 monthly per subscriber for the next ten years, in addition to the amount calculated in the Form 1240 rate; and

11. FCC rules (47 C.F.R. §76.937(a)) place the burden on the cable operator to prove that its rates for basic service and equipment are reasonable under applicable federal law and regulations; and

12. FCC rules require that the cable operator follow the FCC's rules and instructions with regard to preparation of Form 1240, Form 1205 and Form 1235, presenting adequate support and documentation to justify the operator's proposed MPR; and

13. To the extent Charter fails to carry its burden of proof, the City may order Charter to reduce its rates and provide refunds based on the information submitted by Charter and on the best available information from other sources; and

14. The Franchise Agency, having identified certain problems, omissions, and discrepancies in the Filings and supporting documentation as filed by Charter, sought legal and technical assistance in reviewing and analyzing the Rate Filing; and

15. FCC rules allow the Local Franchise Authority to (a) seek additional information and supporting documentation from the cable operator; (b) evaluate the correctness and reasonableness of those submissions; (c) use the most reliable data available to determine an MPR; and (d) in the context of the best information available, reasonably set maximum permitted rates different from those calculated by the Operator; and

16. The Agency has actively sought additional information from Charter regarding the basis for its rate calculations and afforded Charter ample opportunity to respond to its written Requests for Information regarding the Filings; and

27. Charter has been afforded prior opportunity to comment and has provided comment on the rates recommended by the Agency for this Order and the proposed rate order was available for public comment prior to adoption;

NOW THEREFORE BE IT RESOLVED THAT, with regard to regulated rates in the City of St. Louis, the Board of Alderman orders rates as follows, for the reasons discussed below, as also outlined in the Staff and Consultant Reports:

BASIC SERVICE TIER RATE

Discussion

17. Because Charter's Form 1240 Filing corrected many of the problems identified in the previous year's filing, review of the Form 1240 Filing by the City's technical consultant, Front Range Consulting, Inc. ("FRC"), revealed only one significant area of concern, that of programming costs, as indicated in FRC's Final Report on the Rate for Basic Service in the City of St. Louis by Charter Communications, Inc., submitted on January 2, 2004 ("FRC 1240 Report"), at p. 4; and

18. FCC regulations allow a cable operator to pass through to subscribers in its BST rate the net programming costs the operator pays to programmers for channels appearing on the BST; and

19. Under a multi-year programming contract with Hallmark, Charter received "launch support" money from Hallmark for the change from part-time carriage to full-time carriage of the Hallmark Channel, which effectively reduced the cost of that channel to Charter (FRC 1240 Report at 5); and

20. FRC's review of the terms of this contract, which were not available last year, allowed FRC to make more precise its determination of the proper offset of these launch support payments against programming costs, consistent with FCC regulations (FRC 1240 Report at 5-6); and

21. FRC also identified and corrected minor problems with programming costs of two other channels, Weatherscan Local and TV Guide (FRC 1240 Report at 6-7); and

22. The problem with Weatherscan Local depended upon factual issues regarding the price actually paid by Charter under a contract document that appears to have been

amended by hand in some but not other versions (FRC 1240 Report at 7) and with TV Guide, the ability of Charter to avail itself of two programming discounts (FRC Report at 6); and

23. An affidavit from Charter's senior programming official would provide a reasonably reliable way to resolve the specific factual issue involving Weatherscan Local and TV Guide, which appears to have an effect of approximately one cent on the BST rate; and for various reasons, Charter chose not to provide such an affidavit, with the result that the best available information indicates that the correct BST rate is the \$10.48 rate listed on page 3 of the FRC 1240 Report; and

25. Because it was necessary to recalculate Charter's BST rate, FRC correctly used the most current inflation data as of the date of recalculation (January 2, 2004), pursuant to FCC rules; and

26. The conclusions of the FRC 1240 Report appear to be reasonable and to be based on the best available information; and

28. The Board of Aldermen finds that Charter has not met its burden of proof in supporting and justifying its proposed Maximum Permitted Rate of \$10.54 for the Basic Service Tier for the period January 29, 2004 through January 28, 2005, and that adjustments to the Form 1240 Filing are necessary, based on the City's assessment of the information provided and not provided by Charter since October 15, 2003.

29. The Board of Aldermen finds that the descriptions, methodologies and calculations in the FRC 1240 Report are the best available basis for setting the BST rate, and finds FRC's recalculation and recommendations for Charter's maximum permitted rate to be reasonable and appropriate.

Approved Rate

30. For the period beginning February 1, 2004, the Board of Aldermen hereby approves the following maximum permitted rate (exclusive of applicable franchise fees and sales taxes, but inclusive of the Regulatory Fee charged to Charter by the FCC, which is listed separately on Charter's subscriber bills in the City) in accordance with the rates calculated and recommended in the FRC 1240 Report as the maximum rate that can be charged for the BST:

BASIC SERVICE TIER

MAXIMUM PERMITTED

RATE..... \$ 10.48

To the extent that any further change in the BST rate may be permitted pursuant to

FCC regulations, Charter shall provide separate notice and explanation of such change pursuant to applicable law.

Future Rate Filings

38. Charter shall use the \$ 10.48 MPR set in this Order as its starting point in carrying out the BST rate calculations in its next rate filing, including \$1.3144 external and \$0.09 markup costs. Charter shall also use \$10.48 as the actual rate charged for purposes of Worksheet 8 in their next 1240 filing for the period from October 2003 through March 2004 or until Charter separately itemizes the BST rate from the Form 1235 Network Upgrade Rate, whichever is later.

EQUIPMENT AND INSTALLATION RATES

Discussion

27. The Agency and its advisors disagreed with Charter's capitalization of certain installation labor on Form 1205 Schedule A, reviewed Charter's re-statement of certain capitalized labor costs for 2002 and sought further information from Charter with which to correctly apportion such labor costs on Schedule B.

28. The Agency's advisors have outlined in the FRC Report reasons for a reduction in the MPR for the Hourly Service Charge (HSC) from Charter's proposed \$26.95 to the Agency recommended \$25.00.

29. The Agency and FRC requested additional information and documentation from Charter to further explain and support Charter calculation of the amounts of time needed to complete different specific types of installations or changes on service listed in Step B of Form 1205, and compared field information obtained by City Inspectors to verify the applicability of such time frames. Based on the initial review of Charter's Installation charge support calculations and data obtained independently from the field, FRC concluded that the average times listed for individual installation activities appear to be too lengthy and not adequately supported.

FRC's review also concluded that separately listed activities and costs for VCR connection (not requiring a separate trip) or amplifier installations to maintain signal quality, were already covered in other types of Charter installations or activities. FRC believes that approval of Charter's proposed rates for these items would lead to double recovery of costs.

Maximum Permitted Rates

xx. For the period from February 1, 2004 through January 31, 2005 the Board of

Aldermen hereby orders that the Hourly Service Charge is \$ 25.00, and Maximum Permitted Rates for various equipment rentals and installation activities are as follows (exclusive of franchise fee) :

Analog	\$
Analog Primary Outlet – Unwired	37.95
Analog Primary Outlet – Prewired	18.95
Analog Reconnect	18.95
Analog A/O at Time of Installation	6.95
Analog A/O Return Trip	12.95
Analog Relocate A/O	12.95
Analog Change of Service Truck Roll	8.95

Digital	\$
Digital Primary Outlet – Unwired	37.95
Digital Primary Outlet – Prewired	22.95
Digital Reconnect	22.95
Digital A/O at Time of Installation	6.95
Digital A/O Return Trip	12.95
Digital Relocate A/O	12.95
Digital Change of Service Truck Roll	9.95

Other Installations	\$
Amplifier Install with Initial Install (1)	NA
Amplifier Install Special Trip (1)	NA
Standard VCR Hookup/AB Switch w/ Initial Install (1)	NA
Install Special Trip	9.95
Custom VCR/PIP Install with Initial Install	6.95
Custom VCR/PIP Install Special Trip	12.95
Change of Service - Computerized	1.99

(1) Work for these activities already included in the Analog or Digital installations identified above.

Equipment	\$
Basic Only Converter	0.52
Other Converters	3.85
Remote	0.11

NETWORK UPGRADE RATE

Discussion

Charter's Form 1205 calculated a \$3.49 monthly rate per subscriber to recover the cost of its system upgrade in the City of St. Louis over a 10 year period. After inquires from the City and re-calculation of certain entries, Charter filed a revised Form 1205 indicating a \$3.17 monthly rate in addition to the Basic Service Tier Rate.

Such rate calculations are derived in part from rules and formulas established by the Federal Communications Commission for other types of cost-of-service filings. A number of complex issues must be resolved in properly applying the rules and cost allocations in the case of a Form 1235 filing.

The Agency and its advisors have reviewed the filing itself, the FCC's rules, as

well as Charter's projections as to potential revenues on an upgraded system from subscriber rates and other sources.

The following items cause the Agency and its Advisors to recommend a figure lower than the \$3.17 amount filed by Charter to avoid over-recovery of Charter's costs during the life of the upgraded facilities:

a) Charter included in its \$3.17 BST calculation upgrade costs associated with the introduction / maintenance of new digital and other two-way services. Properly, these should be excluded from the BST calculation (or directly assigned to the cost non-regulated services);

b) Charter has claimed there are no savings in maintenance and repair costs as a result of new plant facilities, substantial reduction in the amount of amplifiers and aerial cable;

c) Charter's filing significantly overstated the projected annual electric power costs in its filing

d) Charter's filing significantly understated the potential for additional non-subscriber revenues, by projecting there would be no increase whatsoever in advertising, home shopping, leased access revenues, over the 10 year period from 2004 to 2014. The FRC report notes both modest growth projections cited in industry publications.

e) Charter's filing did not address the revenue impact from the provision of new and enhanced services on an upgraded system.

f) The FRC calculation took into account documented previous non-BST revenue increases in 2003 and 2004 which are directly attributable to additional capacity on the system.

Maximum Permitted Rate

The Board adopts the recommendation of FRC in its 2004 Report that \$0.75 be approved as the monthly MPR derived from Form 1235, for the maximum 120 month recovery period, beginning October 1, 2003.

IMPLEMENTATION OF RATES

31. The rates set herein are subject to further reduction and refund (to the extent permitted under applicable law and regulations as the same may be amended from time to time).

32. Charter shall not charge any rate higher than the rates set herein, nor increase that rate, nor impose on subscribers any other charge for basic service and equipment not specified herein, including but not limited to bulk and commercial rates (to the extent such

limitation is permitted by applicable law), unless such charge is first filed with and approved by the City, in accordance with applicable law and regulations, including but not limited to the notice requirements imposed by 47 C.F.R. 76.1603, or as otherwise expressly permitted under applicable law and regulations.

33. Charter may charge rates less than a MPR indicated above, as long as such rates are applied in a uniform and nondiscriminatory way, pursuant to applicable federal, state, and local laws and regulations.

Rates ordered herein shall be implemented on subscriber bills no later than 30 days from the date of this Order.

Refunds, if any, shall be made in accordance with 47 C.F.R. § 76.942(d) and Section Eight of Resolution #47, and shall include interest computed at applicable rates published by the Internal Revenue Service for tax refunds and additional tax payments, pursuant to 47 C.F.R. § 76.942(e).

36. Within thirty days from the date of this Order, Charter shall file with the Agency a certification, signed by an authorized representative of Charter, stating whether Charter has complied fully with all provisions of this Order, describing measures taken to implement the rates specified in this Order.

OTHER

39. The findings herein are based on the representations of Charter. Should information come to the City's attention that these representations were inaccurate in any material way, the City reserves the right to take appropriate action. This Order is not to be construed as a finding that the City has accepted as correct any specific entry, explanation or argument made by Charter not specifically addressed herein.

40. The City reserves all of its rights with respect to rate regulation, including, but not limited to, any right it may have to reopen this rate proceeding based on new information or rulings by governing authority, if it appears that such new information or rulings could alter the reasonable rates prescribed by FCC regulations, and any right the City may have to "true up" overcharges or undercharges in connection with future rate filings pursuant to 47 C.F.R. § 76.922(e)(3).

41. This Order shall be effective immediately upon its approval by the Board of Aldermen. The rates set herein will govern Charter's basic service rates until Charter lawfully implements a further rate change pursuant to applicable FCC regulations. This Order constitutes the written decision required

by 47 C.F.R. § 76.936(a) and shall be released to the public and to Charter, and a public notice shall be published stating that this Order has been issued and is available for review, pursuant to 47 C.F.R. § 76.936(b).

Introduced this 27th day of February, 2004 by:

Honorable Terry Kennedy, Alderman 18th Ward

SECOND READING OF RESOLUTION

Mr. Wessels of the Committee on Housing, Urban Development & Zoning submitted the following report which was read.

Board of Aldermen Committee report, February 27, 2004.

To the President of the Board of Aldermen:

The Committee on Housing, Urban Development & Zoning to whom was referred the following Resolution, report that they have considered the same and recommend adoption.

Resolution No. 241

WHEREAS, by Ordinance No. 58880, this St. Louis Board of Aldermen (the "Board") authorized the Mayor, on behalf of the City of St. Louis (the "City"), to request the designation of a certain area of the City, as more fully described in said ordinance (the "Initial Area") as an enterprise zone eligible for the tax incentives provided in Sections 135.200 through 135.256, inclusive, R.S.MO. (1994) (the "Statute"); and

WHEREAS, by Ordinance No. 62886 repealing in part and restating in part Ordinance No. 58880, this Board authorized the Mayor, on behalf of the City, to request the designation of a certain area contiguous to the Initial Area, as more fully described in said ordinance (the "Expansion Area") and another area, as more fully described in said ordinance (the "Satellite Area") as an enterprise zone eligible for the tax incentives provided by the Statute; and

WHEREAS, the Statute allows, in certain circumstances and subject to certain conditions, the ad valorem taxes which would otherwise be due on subsequent improvements made in enterprise zone areas to be abated up to 100% for a period not to exceed 10 years from the date the original enterprise zone area was so designated; for any such subsequent improvements begun prior to August 28, 1991; and

WHEREAS, the Initial Area was designated as an enterprise zone in 1983 and the Expansion Area and Satellite Area have both been designated as an enterprise zone; and

WHEREAS, Ordinance No. 62886 provides for abatement of taxes on real property in the Initial Area, Expansion Area and Satellite Area (hereinafter, together referred to as the "Areas") in accordance with the requirements of Section 135.215 of the Statute, as amended from time to time, subject to certain terms and conditions; and

WHEREAS, Ordinance No. 62886 provides for the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") to review plans for subsequent improvements on real property in the Areas and to recommend to this Board the extent to which tax abatement should be granted therefor; and

WHEREAS, St. Louis Business Center, LLC Inc., has purchased property at 8000 Hall Street., and plans new construction and rehabilitation for warehouse space; and

WHEREAS, it is estimated that the subsequent improvements will cost approximately \$5.1 million; and will result in an increase of 100 new jobs; and

WHEREAS, LCRA has reviewed plans for St. Louis Business Center. LLC its subsequent improvements and recommends that the ad valorem taxes that would otherwise be imposed on. subsequent improvements be abated fully for a period of ten (10) years and

WHEREAS, St. Louis Business Center, LLC began the subsequent improvements after August 28, 1992; and

WHEREAS, Section 135.215 of the Statute provides that no abatement shall be granted except upon approval of an authorizing resolution by the governing authority having jurisdiction over the enterprise zone area following a public hearing held by said governing authority for the purpose of obtaining the opinions and suggestions of residents of political subdivisions affected by such abatement, notice of which must be sent, by certified mail, to each political subdivision in the area affected and published in a newspaper of general circulation in the area to be affected by the exemption at least twenty (20) days prior to the hearing but not more than thirty (30) days prior to the hearing, stating the time, location, date and purpose of the hearing; and

WHEREAS, such a public hearing was held on the ____ day of _____, 2004, notice of which was given in accordance with the requirements of the Statute as described above, and all interested parties had the opportunity to be heard at said public hearing.

NOW, THEREFORE, be it resolved by the St. Louis Board of Aldermen as follows:

1. The Subsequent Improvements shall be fully exempt from the ad valorem taxes which would otherwise be imposed thereon for a period of ten years.

2. For purposes of calculating the tax liability for the Subsequent Improvements, any increase in the assessment of any improvements January 1, 2004, from the assessment in effect for such improvements as of January 1, 2004, shall be deemed attributable to the Subsequent Improvements.

3. In accordance with Section 135.215(1) of the Statute, a copy of this resolution shall be forwarded to the Director of the Missouri Department of Economic Development within thirty (30) days of its approval.

Introduced this 30th day of January, 2004 by:

Honorable Dionne Flowers, Alderwoman 2nd Ward

Ms. Flowers moved to adopt Resolution No. 241.

Seconded by Mr. Reed.

Carried unanimously by voice vote.

Alderman Wessels
Chairman of the Committee

MISCELLANEOUS AND UNFINISHED BUSINESS

None.

ANNOUNCEMENTS

None.

EXCUSED ALDERMEN

Mr. Wessels moved to excuse the following aldermen due to their necessary absence: Ms. Ryan, Mr. Roddy and Mr. Kirner.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

ADJOURNMENT

Mr. Wessels moved to adjourn under rules to return Friday, March 5, 2004.

Seconded by Mr. Heitert.

Carried unanimously by voice vote.

Respectfully submitted,
Karen L. Divis, Clerk
Board of Aldermen

BOARD OF PUBLIC SERVICE

REGULAR MEETING
St. Louis, MO – March 2, 2004

Board met at 1:45 P.M.

Present: Directors Visintainer, Bess, Moore, Simon and President Hearst.

Absent: Directors Suelmann, Siedhoff and Griggs. (excused)

Request of the Director of Streets designating Mr. Stephen Runde to act in his behalf, and; Director of Airport to be excused from the Regular Meeting of March 2, 2004 designating Mr. Don Huber to act in his behalf were received and leaves of absence granted.

Minutes of the Regular Meeting of February 24, 2004 were approved.

The following documents were referred by the Secretary:

February 27, 2004

To the Directors of Public Utilities and Streets: 108468, AmerenUE, to set pole on n/w corner of 7th and Cerre at 413 S. 7th .

To the Directors of Public Utilities and Public Safety: 108469, PGA Investments LLC, to resubdivide at 2716-18 Missouri in C.B. 1802.

To the Director of Streets: Petition No. 6496, Edison Schools, Inc., vacate 20' ew alley in C.B.1143 as bounded by Palm/13th/Hebert/14th.

To the Directors of Streets, Parks, Recreation and Forestry and Health and Hospitals: 108469, Spirit of St. Louis Marathon, hold event April 4, 2004 at Poelker, Kauffman and Forest Park; 108470, Spirit of St. Louis Marathon, hold event April 3, 2004 in Forest Park.

To the Directors of Streets and Health and Hospitals: 108471, The Church of the Resurrection, hold event May 31, 2004 closing Meramec and Hydraulic.

To the Director of Streets: 108472, Triplepresso's LLC, to encroach with sidewalk seating at 1900 Arsenal on the Lemp side

To the Directors of Parks, Recreation and Forestry and Health and Hospitals: 108473, St. Louis Dream Center and Life in the Word, Inc. d/b/a Joyce Meyer Ministries, to hold event April 10, 2004 at Fairgrounds Park.

To the Directors of Health and Hospitals and Public Safety: 108474, Medallion School

Partnership d/b/a St. James the Greater, conduct a day care center at 1360 Tamm.

To the Directors of Public Utilities and Public Safety: 108475, The Meyer Company, Inc. Heideman Associates Inc., to resubdivide in the 3900 block of Cottage in C.B. 3643.

To the Director of Streets: 108476, Richter's Bar and Grills, encroach with tables and chairs at 800 S 7th .

LETTINGS

Seven sealed proposals for the public work advertised under Letting No. 8245 – 2004 Rehabilitation of the Main Terminal Parking Garage at Lambert were received, publicly opened, read and referred to the President.

Communications, reports, recommendations and documents were submitted by Board Members and action thereon taken as follows:

PRESIDENT

Detailed plans and specifications for the following work approved and the Board set date of April 6, 2004 for opening bids for work and Secretary instructed to insert the proper advertisement therefore:

Letting No. 8249 – FY 05 Citywide Sidewalk Contract, Project No. 04014.

Proposed contract and bond ordered approved as follows:

Letting No. 8239 – Elevator Renovations for Mel Carnahan Courthouse, Schuster Engineering, Inc., 187 Baker, St. Louis, MO 63119, Contract No. 19594.

P.S.A. No. 999 with ERM Technologies, Inc., for Primary Pumping Facility Automation for the City of St. Louis Water Division approved and President authorized to execute same.

Utility Agreement between Charter Communications Entertainment I, LLC for Lansdowne Avenue Bridge over River des Peres ordered approved and President authorized to execute same.

Modification No. 1 to Memorandum of Agreement with The Federal Aviation Administration and the City of St. Louis for the Relocation of Certain FAA Facilities at Lambert approved and President authorized to execute same.

Baden Place – First Contact LLC Development Agreement and the City of St. Louis, BPS for developing residential property in C.B. 4252 at 1049 Baden (Baden Place) approved and President authorized to execute same.

Baden Place Development Agreement with First Contact LLC and Gateway Contractors, Inc. and the City of St. Louis, BPS for developing residential property in C.B. 4252 at 1049 Baden (Baden Place), approved and President authorized to execute same.

DIRECTORS OF PUBLIC UTILITIES AND STREETS

2 permits to install ground water monitoring wells ordered approved as follows, subject to certain conditions: 108442, URS Corp., Victor b/t Fth and Wharf; 108447, Landmark Environmental Associates, Inc., (3) n/side of Watson b/t Hampton and Southwest and (2) on e/side of Hampton b/t Watson and Southwest.

DIRECTORS OF PARKS, RECREATION AND FORESTRY AND HEALTH AND HOSPITALS

Application No. 108455, Missouri Lewis and Clark Bicentennial Commission and Missouri Historical Society, use Forest Park on March 9-14, 2004 (Load-in March 4-8; Load-out March 15, 2004) for Corps of Discovery II ordered approved, subject to certain conditions.

DIRECTORS OF HEALTH AND HOSPITALS AND PUBLIC SAFETY

Application No. 108371, GSL Developmental Center, Inc., conduct day care center at 4153-55 Carter 49 children and 4401 Fair, 176 children ordered approved and Document No. 265406 ordered filed, duplicate application.

The following documents were not listed on the posted Agenda: 265596, 265600-601.

Adjourned to meet Tuesday, March 9, 2004 at 1:45 P.M.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

PUBLIC NOTICE

The Board of Public Service will hold a public hearing on Tuesday, March 16, 2004, at 1:45 P.M. in Room 208 City Hall to consider the following:

Hearing No. 8057 – Katherine E. Drinen d/b/a Sanctuary, operate a massage or public bath establishment at 1107 Mississippi, Suite 103.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

PUBLIC NOTICE

The Board of Public Service will hold a public hearing on Tuesday, March 30, 2004, at 1:45 P.M. in Room 208 City Hall to consider the following:

Hearing No. 8058 – Consideration of revocation of Conditional Use Permit No. 103745, Titanic Coffee Shop, LLC, occupy 4632 Gravois as a coffee house, for violation of Condition No. 3, “no selling of liquor.”

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

Office of the Board of Public Service City of St. Louis

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned by the Board of Public Service, Room 208 City Hall, until 1:45 P.M., St. Louis, Missouri time on **APRIL 6, 2004** at which time they will be publicly opened and read, viz:

LETTING NUMBER: 8249

JOB TITLE: FY05 Citywide Sidewalk Contract, Project No. 04014, St. Louis, Missouri

DEPOSIT: \$24,775.00

Drawings, Specifications and Form of Contract may be examined at the Office of the President of the Board of Public Service, Room 301 City Hall.

Sets of Drawings, Specifications and Proposal Form may be obtained by giving three (3) days notice, and upon payment of THIRTY-FIVE dollars (\$35.00) for each set.

Purchased sets become the property of the prospective bidder and no refunds will be made.

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service, and must be submitted to Room 208 City Hall.

Each bidder shall specify in his proposal in figures, without interlineations, alterations, or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. He shall also show in figures bid proposals for all items on which Lump Sum figures are requested, and, in addition thereto, at the end of the bid the Lump Sum for which he will perform all of the estimated work, as requested by the general requirements and covenants, specifications, and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of the bid prices as applied to the basic items, the latter shall prevail.

Each bid must be accompanied by a Cashier's or Treasurer's Check of a Bank or Trust Company in the City of Saint Louis, payable to the Order of the City Treasurer, or a Surety Bond approved by the Comptroller, for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid for in cash, based on monthly estimates of the work completed, less a retained amount of ten (10%) percent. Final payment, including all retained percentages, will be made within ten (10) days after completion of all work and final acceptance by the City.

The City of St. Louis will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin in consideration for an award. The M/WBE goal for this project is 25% and 5%.

The Contract shall provide that not less than the prevailing hourly rate of wages in the City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri for each craft or type of workmen needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate for legal holiday and overtime work shall be paid to all workmen.

All labor to be performed under this contract shall be subject to the provisions of Section 290.210 to 290.340, inclusive, of the Revised Statutes of Missouri.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By Order of the Board of Public Service,
March 9, 2004.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

Office of the Board of Public Service City of St. Louis

Sealed Proposals will be received for the Public Work hereinafter mentioned at the Office of the Board of Public Service, Room 208, City Hall, until 1:45 p.m.,

March 30, 2004, St. Louis, Missouri time, at which time they will be publicly opened and read, viz:

Letting No. 8248: Lambert-St. Louis International Airport Expansion Program New Runway Paving and Lighting, Access Roads, and Perimeter Security Fencing

Deposit: \$2,054,784.00

The following General Contractors have been pre-qualified by the City to submit bids on this project. Only bids from these companies will be considered responsive:

- John Carlo/Alberici Constructors
- Interstate Highway Construction, Inc.
- McCarthy/Interstate Highway, Joint Venture
- Millstone Bangert, Inc.
- Fred Weber, Inc. & Millstone Bangert, Inc., A Joint Venture
- Illinois Valley Paving Co.
- The Lane Construction Corporation
- James Cape & Sons Co.
- Walsh Construction Company of Illinois

The following firms have been prequalified to bid for the electrical work as a subcontractor to a prequalified general contractor. Only bids containing these firms will be considered responsive:

- Sachs Electric Company
- Aschinger Electric
- Guarantee Electrical Construction Co.

The bid package will be available for purchase from 8:30 a.m. to 4:30 p.m., Monday through Friday commencing Wednesday, February 25, 2004, through INDOX Services, One Document Drive, St. Louis, MO 63114 (Phone: 314-810-5900) upon payment of \$410.00 plus shipping, if required. Purchased sets become the property of the prospective bidder and no refunds will be made.

A presentation will be held for the prequalified general contractors and the prequalified electrical subcontractors only on Wednesday, March 3, 2004, at 9:30 a.m. Central Prevailing time, at the Marriott St. Louis Airport, I-70 at Lambert Airport, St. Louis, MO 63134, in Salons A, B and C of the Grand Ballroom.

A bus tour of the site will be held immediately following the presentation. Two representatives for each prequalified firm will be allowed to attend the site tour. The representatives will meet in front of the Marriott St. Louis Airport at the above address. The representatives must provide photo identification acceptable to Airport Security for escorted entry onto the airfield (i.e. driver's license).

A general pre-bid conference for the project will be held at 3:00 p.m., Central Prevailing time, Wednesday, March 3, 2004, at the Marriott St. Louis Airport, I-70 at Lambert Airport, St. Louis, MO 63134, in Salons A, B and C of the Grand Ballroom. The purpose of this conference will be to review the general Project requirements, site conditions, scheduling, the Rolling Owner Controlled Insurance Program (ROCIP) and to answer bidder's questions. All prequalified General Contractors and prequalified Electrical Subcontractors intending to submit bids on this Bid Package must attend this mandatory pre-bid conference. Failure to attend this pre-bid conference will disqualify your bid. Subcontractors submitting bids to the General Contractors are also welcome to attend this meeting; however, attendance at this pre-bid meeting is not required of subcontractors. **No increases in the Contract Time or Contract Price established pursuant to this request shall be allowed based on existing conditions or other information or circumstances that were capable of ascertainment by the selected Contractor through attendance at and/or participation in this conference.**

An opportunity for subcontractors to meet and network with Prequalified General Contractors will be held immediately following the March 3, 2004 Pre-Bid Conference. Prequalified General Contractors will be available to meet with DBEs and other potential subcontractors to review requirements and discuss possible opportunities to participate in this project. The networking session is scheduled to start at approximately 5:00 p.m. (immediately following the pre-bid conference).

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service, and must be submitted to Room 208, City Hall.

Each bidder shall specify in its proposal in figures, without interlineations, alternations or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. Bidder shall also show in figures bid proposals for all items on which lump sum figures are requested, and, in addition thereto, at the end of the bid the Total Bid Amount for which he will perform all of the estimated work as requested by the general requirements and covenants, specifications and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of each item, the latter shall prevail.

Each bid must be accompanied by a Cashier's or Treasurer's Check of a Bank or Trust Company in the City of St. Louis, payable to the order of the City Treasurer or a Surety Bond approved by the Comptroller of the City of St. Louis for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid for in cash, based on monthly estimates of the work completed, less a retained amount of 5%. Final Payment, including all retained percentages, will be made within ten (10) days after completion of all work and final acceptance by the City.

The City of St. Louis will affirmatively insure that in any contract entered into pursuant to this advertisement fully certified Disadvantaged Business Enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin in consideration for an award. The Disadvantaged Business Enterprise goal for this project is 15%.

The contract shall provide that not less than the prevailing hourly rate of wages in the City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri and the Federal Davis Bacon Wage Decision for each craft or type of workmen needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate and federal rate for legal holiday and overtime work shall be paid to all workmen.

All labor to be performed under this contract shall be subject to the provisions of Sections 290.210 to 290.340 inclusive, of the Revised Statutes of Missouri, 1986.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By order of the Board of Public Service,
FEBRUARY 24, 2004.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

**Office of the
Board of Public Service
City of St. Louis**

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned at the Office of the Board of Public Service, Room 305 City Hall, until 1:45 PM, St. Louis, Missouri time, **March 30, 2004**, at which time they will be publicly opened and read, viz:

LETTING NUMBER 8246: For furnishing all labor, tools, materials, insurance and supervision necessary for roof repairs to the engine house at the Howard Bend Water Treatment Plant

DEPOSIT: \$3,475.00

Specifications and related information may be purchased in the Production Engineering Section Office, 10450 Riverview Drive, St. Louis, Missouri 63137, by giving three (3) days notice and upon the payment of Twenty Dollars, (\$20.00) for each set. No sets will be mailed. Checks should be made payable to the "Water Commissioner". Purchased sets become the property of the prospective bidder and no refunds will be made.

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service and must be submitted to Room 305 City Hall.

Each bidder shall specify in his proposal both in words and figures, without interlineations, alterations or erasures, a unit price for each of those items where so called for in the proposal and shall show the products of the respective unit prices and estimated quantities. He shall also show in both words and figures bid proposals for all items on which Lump Sum figures are requested and in addition thereto, at the end of the bid, the Lump Sum for which he will perform all of the estimated work, as required by the general requirements and covenants, specifications and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of the bid prices as applied to the basic items, the latter shall prevail. In case of a discrepancy between the prices shown in figures and writing, the latter shall prevail.

Each bid must be accompanied by a Cashier's or Treasurer's Check of a Bank or Trust Company in the City of St. Louis, payable to the order of the City Treasurer, or a surety bond approved by the Comptroller for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid for in cash, based on monthly estimates of the work completed.

The City of St. Louis will affirmatively insure that in any contract entered into pursuant to this advertisement, minority and women business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national

origin in consideration for an award. The Minority/Women Business Enterprise goal for this project is 25% and 5%, respectively.

The contract shall provide that not less than the prevailing hourly rate of wages in the City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri for each craft or type of worker needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate for legal holiday and overtime work shall be paid to all workers.

All labor to be performed under this contract shall be subject to the provisions of Sections 290.210 to 290.340 inclusive of the Revised Statutes of Missouri.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By order of the Board of Public Service,
FEBRUARY 24, 2004.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

**Office of the
Board of Public Service
City of St. Louis**

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned by the Board of Public Service, Room 208 City Hall, 1200 Market Street, until 1:45 P.M., St. Louis, Missouri on **March 23, 2004** at which time they will be publicly opened and read, viz:

JOB TITLE: Concrete and Brick Removal/Replacement and Complete Sidewalk Installation SP-59 (RO-12)

LETTING NUMBER: 8247

DEPOSIT: \$15,225.00

Drawings, Specifications and Form of Contract may be examined at the Office of the President of the Board of Public Service, Room 301 City Hall, 1200 Market Street, (314) 622-3535.

Sets of Drawings, Specifications and Proposal Form may be obtained by giving three (3) days notice, and upon payment of TWENTY-FIVE dollars (\$ 25.00) for each set.

Purchased sets become the property of the prospective bidder and no refunds will be made.

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service, and must be submitted to Room 208 City Hall.

Each bidder shall specify in his proposal in figures, without interlineations, alterations, or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. He shall also show in figures bid proposals for all items on which Lump Sum figures are requested, and, in addition thereto, at the end of the bid the Lump Sum for which he will perform all of the estimated work, as requested by the general requirements and covenants, specifications, and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of the bid prices as applied to the basic items, the latter shall prevail.

Each bid must be accompanied by a Cashier's or Treasurer's Check of a Bank or Trust Company in the City of Saint Louis, payable to the Order of the City Treasurer, or a Surety Bond approved by the Comptroller, for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid for in cash, based on monthly estimates of the work completed, less a retained amount of ten (10%) percent. Final payment, including all retained percentages, will be made within ten (10) days after completion of all work and final acceptance by the City.

The City of St. Louis will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin in consideration for an award. The M/WBE goal for this project is 25% and 5%.

The Contract shall provide that not less than the prevailing hourly rate of wages in the City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri for each craft or type of workmen needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate for legal holiday and overtime work shall be paid to all workmen.

All labor to be performed under this contract shall be subject to the provisions of Section 290.210 to 290.340, inclusive, of the Revised Statutes of Missouri.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By Order of the Board of Public Service,
February 13, 2004.

Ronald A. Hearst, P.E.
President

Attest:

Darlene A. Plump,
Secretary

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on Wednesday, March 10, 2004, in Room 208 City Hall to consider the following:

APPEAL 8281 - Appeal filed by Bobycote Thermal Processing, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a thermal processing business of steel products at 650 E. Taylor. **Ward 2 #AO295342-03 ZONE: "K" - Unrestricted**

APPEAL 8282 - Appeal filed by Givens Johnson Partnership, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to construct a 21 car garage per plans at 1416-36 Dolman. **Ward 7 #AB299406-04 ZONE: "A" - Single Family Dwelling District.**

In accordance with the provisions of Ordinance 59981, effective July 31, 1986.

By authority of the Board of Adjustment.

E. Smoot, Chairman

INVITATION TO BID

**Board of Police Commissioners
Metropolitan Police Department
City of St. Louis, Missouri**

Bid #640-000234 2 - 2004 Chevrolet
Tahoes

Sealed bids for the above will be received at the St. Louis Metropolitan Police Department, Office of the Director of Purchasing, 1200 Clark Avenue, Room 605, St. Louis, Missouri 63103, until 11:00 a.m. local time, Friday, March 19, 2004 when they will be opened publicly and announced.

Official bid forms on which bids must be submitted may be obtained from the Office of the Director of Purchasing by prospective bidders upon request in person or by telephone during regular business hours.

Contractor shall not discriminate in matters of employment, upgrading, transfer, rates of pay selection or otherwise, against any employee or applicant for employment because of race, creed, color, sex or national origin. Noncompliance shall be sufficient cause to reject any bid or terminate the contract, and the Board of Police Commissioners of the St. Louis Metropolitan Police Department shall be entitled to recover any damages resulting from termination.

The Board of Police Commissioners reserves the right to waive any formalities and to reject any and all bids. The Board also reserves the right to consider criteria other than the low bid in the award of a contract. Among other factors, the Board will consider the location of the business, minority interest in the business, prior performance and the bid submitted in relation to the needs of the St. Louis Metropolitan Police Department. Bidders are hereby advised that the St. Louis Living Wage Ordinance #65597 and associated Regulations could apply to the service for which bids are being sought herein. This Ordinance requires that, unless specific exemptions apply, all individuals who perform work pursuant to a contract executed between the successful bidder and the City must be paid a minimum of the applicable Living Wage rates and if rates are adjusted during term of the contract pursuant to the Ordinance, applicable rates after such adjustment is made. Each bidder must submit the "Living Wage Acknowledgment and Acceptance Declaration" with the bid. Failure to submit this Declaration with the bid will result in rejection of the bid. A successful bidder's failure to comply with the contract provisions related to the Living Wage Ordinance may result in termination of the contract and the imposition of additional penalties as set for in the Ordinance and Regulations.

Copies of the Ordinance and Regulations are available upon request from Carol Shepard, at 314-444-5608 or can be accessed at <http://www.stlouiscity.com/livingwage>.

CAROL SHEPARD
DIRECTOR OF PURCHASING
PHONE # 314-444-5608

PUBLIC SALE OF SURPLUS PROPERTY

Board of Police Commissioners
Metropolitan Police Department
City of St. Louis, Missouri

SURPLUS PROPERTY - QUARTERHORSE

Sealed bids of the above will be received at the St. Louis Metropolitan Police Department, Office of the Director of Purchasing, 1200 Clark Avenue, Room 605, St. Louis, Missouri 63103, until 11:00 a.m. local time, Friday, March 19, 2004 when they will be opened publicly and announced.

Official bid forms on which bids must be submitted may be obtained from the Office of the Director of Purchasing by prospective bidders upon request in person or by telephone during regular business hours.

Contractor shall not discriminate in matters of employment, upgrading, transfer, rates of pay selection or otherwise, against any employee or applicant for employment because of race, creed, color, sex or national origin. Noncompliance shall be sufficient cause to reject any bid or terminate the contract, and the Board of Police Commissioners of the St. Louis Metropolitan Police Department shall be entitled to recover any damages resulting from termination.

The Board of Police Commissioners reserves the right to waive any formalities and to reject any and all bids. The Board also reserves the right to consider criteria other than the low bid in the award of a contract. Among other factors, the Board will consider the location of the business, minority interest in the business, prior performance and the bid submitted in relation to the needs of the St. Louis Metropolitan Police Department.

CAROL SHEPARD
DIRECTOR OF PURCHASING
PHONE # 314-444-5608

REQUEST FOR PROPOSAL

The Department of Personnel of the City of St. Louis is seeking proposals from qualified organizations to provide a voluntary optional employee-paid Dental EPO (Exclusive Provider Organization) and a voluntary optional employee-paid Dental PPO (Preferred Provider Organization). A **Request for Proposal** may be secured from the City of St. Louis, Personnel Department, Employee Benefits Section, 1114 Market

Street, Room 900, St. Louis, MO 63101, 622-3200. **The Deadline** for receiving sealed proposals is **Friday, March 19, 2004, 3:00 P.M. CST**, at the address referenced above.

NOTICE TO ALL BIDDERS

CITY ORDINANCE requires that any individual or company who performs work within the City limits must obtain a Business License. This would also apply to businesses who employ sales or delivery personnel to come into the City. Contracts requiring work to be performed in the City will **NOT** be awarded to unlicensed businesses. Please contact the License Collector, Room 104 City Hall, St. Louis, Missouri, 63103 or phone (314) 622-4528. You may also refer to our on-line site at www.stlouiscity.com.

ST. LOUIS LIVING WAGE ORDINANCE

LIVING WAGE REQUIREMENTS

Bidders [Proponents] are hereby advised that the St. Louis Living Wage Ordinance #65597 and associated Regulations apply to the service [concession] [lease] [City Financial Assistance] for which [bids] [proposals] are being sought herein. This Ordinance requires that, unless specific exemptions apply, all individuals who perform work pursuant to a contract executed between the successful [bidder] [proponent] and the City [Agency] must be paid a minimum of the applicable Living Wage rates set forth in the attached Living Wage Bulletin, and, if the rates are adjusted during the term of the contract pursuant to the Ordinance, applicable rates after such adjustment is made. Each bidder [proponent] must submit the attached "Living Wage Acknowledgment and Acceptance Declaration" with the bid [proposal]. Failure to submit this Declaration with the bid [proposal] will result in rejection of the bid [proposal]. A successful bidder's [proponent's] failure to comply with contract provisions related to the Living Wage Ordinance may result in termination of the contract and the imposition of additional penalties as set forth in the Ordinance and Regulations.

Copies of the Ordinance and Regulations are available upon request from Mr. Larry Thurston, at (314) 551-5005, or can be accessed at <http://www.stlouiscity.com/livingwage>.

SUPPLY COMMISSIONER

Office of the Supply Commissioner,
Room 324, City Hall, 1200 Market Street,
St. Louis, Missouri 63103, Tuesday,
March 9, 2004 - ADVERTISED BIDS will be
received by the undersigned to be opened at
the office at 12:00 o'clock noon, for the items
listed below on the dates specified.

Notice to All Suppliers

NOTE: It is the policy of the City of
St. Louis that all firms desiring to do business
with the City of St. Louis must comply with
employment practices that are in accordance
with the ordinances of the City of St. Louis
and the Mayor's Executive Order promulgated
there-under to the end that all Contractors
and suppliers of materials and services will
offer equal opportunity for employment and
job advancement to blacks and other minority
groups in the St. Louis Metropolitan area.

TUESDAY, MARCH 16, 2004

SURPLUS COMPUTER EQUIPMENT FOR SALE

per condemnation #S04-31 & #S04-32.

SURPLUS AIRPORT FLIGHT MANAGEMENT SYSTEM & COCKPIT PROCEDURE TRAINERS FOR SALE

per condemnation #S04-33.

TUESDAY, MARCH 30, 2004

CAMERA SUPPORT SYSTEM

for furnishing the Communications Division
per Req. #19.

A/B ROLL EDIT CONTROLLER

for furnishing the Communications Division
per Req. #20.

RIGHT ANGLE FAN DRIVE TRANSMISSION FOR COOLING TOWER

for furnishing the Airport Authority per
Req. #279.

FAN ASSEMBLY INCLUDING BLADES

for furnishing the Airport Authority per
Req. #280.

CRANE 8"

for furnishing the Airport Authority per
Req. #284.

TANDEM AXLE DUMP TRUCK

for furnishing the Water Division per
Req. #1543.

ONE PIECE PVC 28" SAFETY CONES

for furnishing the Water Division per
Req. #1586.

Bidders are invited to be present at the
opening of bids. Bid results may be available
30 days following the date of bid opening.
If you desire bid results, please include a
self-address, stamped envelope with your bid.

The City of St. Louis desires to
purchase recycled products whenever
possible, especially items containing post
consumer waste materials. If your company
can supply recycled products, please provide
information to this office.

The right to reject any and all bids is
reserved.

Freddie L. Dunlap
Supply Commissioner
(314) 622-4580
www.stlouis.missouri.org
